

MISSOURI SENATE

Daily Journals - 2024

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Journal of the Senate

ONE HUNDRED SECOND GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

SECOND REGULAR SESSION

FIRST DAY – WEDNESDAY, JANUARY 3, 2024

The Senate was called to order at 12:00 noon by Lieutenant Governor Mike Kehoe.

Senator May offered the following prayer:

Father we thank You for this day. We thank you for the opportunity to serve once again in these prestigious positions. God as we gather for the 102nd General Assembly, grant us the wisdom and the grace to work for the people of Missouri. We humbly seek Your guidance, Your expertise, and Your understanding. Grant us discernment to make wise decisions. Grant us discretion, to speak with authority and conviction. Grant us the ability to discover the uniqueness that each of us bring into these hallowed halls.

Help us to make wise decisions that reflect Your love, Your grace, and Your mercy. As you are the God of Social Justice, help us to reflect on that justice with compassion for all people in the state, and not just those of one district. For we are One legislature, One state, One Missouri.

We pray for unity and that our deliberations may be guided by Your spirit of cooperation and commitment.

As the Father, Son, and Holy Spirit are One, and do not differ, help us to work in the Spirit of Oneness. Arrest our hearts, from our fleshly motivations. Arrest of our minds, from fleshly intentions, and arrest our tongue, from speaking ill of one another in this chamber.

God we ask that you have Your way in the sacred chamber.

As Heaven is Your sacred throne, let it be so, on Earth as it is in Heaven. So give us this day, filled with purpose, filled with provision, filled with perseverance. Lead us not, into temptation, lead us not, to be lured away, lead us not, to be attracted to the folly of the flesh. But deliver us from ourselves, and bring us into the unity of one Spirit. In Jesus Name, Amen.

The Pledge of Allegiance to the Flag was recited.

Senator O’Laughlin announced photographers from Jefferson City News Tribune, The Associated Press, St. Louis Public Radio, Nexstar Media Group, Maries County Advocate, Gasconade County Republican, Spectrum News, St. Louis Post-Dispatch, Missouri Independent, and Gray TV were given permission to take pictures in the Senate Chamber.

MESSAGES FROM THE SECRETARY OF STATE

The President laid before the Senate the following communication from the Secretary of State, which was read:

To the Honorable Senate of the 102nd General Assembly, Second Regular Session, of the State of Missouri:

In compliance with Section 115.525, Revised Statutes of Missouri, I have the honor to lay before you herewith a list of the names of the members of the Senate for the 102nd General Assembly (Second Regular Session) of the State of Missouri, elected at the November 3, 2020 General Election and the November 8, 2022 General Election.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the official seal of my office this 3rd day of January, 2024.

(Seal)

/s/ Jay Ashcroft
John R. Ashcroft
SECRETARY OF STATE

MISSOURI STATE SENATORS

Elected November 8, 2022

District	Name
2nd	Nick Schroer
4th	Karla May
6th	Mike Bernskoetter
8th	Mike Cierpiot
10th	Travis Fitzwater
12th	Rusty Black
14th	Brian Williams
16th	Justin Dan Brown
18th	Cindy O'Laughlin
20th	Curtis Trent
22nd	Mary Elizabeth Coleman
24th	Tracy McCreery
26th	Ben Brown
28th	Sandy Crawford
30th	Lincoln Hough
32nd	Jill Carter
34th	Tony Luetkemeyer

MISSOURI STATE SENATORS

Elected November 3, 2020

District	Name
1st	Doug Beck
3rd	Elaine Freeman Gannon
5th	Steve Roberts
7th	Greg Razer

9th	Barbara Anne Washington
11th	John Joseph Rizzo
13th	Angela Walton Mosley
15th	Andrew Koenig
17th	Lauren Arthur
19th	Caleb Rowden
21st	Denny Hoskins
23rd	Bill Eigel
25th	Jason Bean
27th	Holly Rehder
29th	Mike Moon
31st	Rick Brattin
33rd	Karla Eslinger

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson	Rehder	Trent	Washington	Williams—34

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

The President declared the Second Regular Session of the 102nd General Assembly convened.

RESOLUTIONS

Senator O'Laughlin offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 549

BE IT RESOLVED, by the Senate of the One Hundred and Second General Assembly of the State of Missouri, First Regular Session, that the rules adopted by the One Hundred and Second General Assembly, Second Regular Session, as amended, insofar as they are applicable, be adopted as the temporary rules for the control of the deliberations of the Senate of the One Hundred and Second General Assembly, Second Regular Session, until permanent rules are adopted.

Senator O'Laughlin offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 550

BE IT RESOLVED by the Senate, that the Secretary of the Senate inform the House of Representatives that the Senate of the Second Regular Session of the One Hundred and Second General Assembly is duly convened and is now in session and ready for consideration of business.

Pursuant to Section 9.141, RSMo, the Bill of Rights was read.

President Pro Tem Rowden assumed the dias and delivered the following address:

Opening Address

Senator Caleb Rowden, President Pro Tem

Second Regular Session, 102nd General Assembly

January 3, 2024

To my esteemed colleagues, honored guests, and fellow Missourians –

I stand before you today with a profound sense of duty and responsibility as we convene for the 2024 legislative session. For about 1/3 of this chamber, me included, this is our last first day of session. The last chance for some of us to make a difference for our communities and our state via the mechanism of the Missouri Senate.

My question for us is simple—will we seize this moment?

Will we focus on principled progress or political pandemonium?

Will we care more about Missouri’s future or our own political futures?

What I am about to say isn’t breaking news—political experts and onlookers don’t think this session is going to amount to much. I say let’s prove them wrong.

Children stuck in failing schools and their parents need us to prove the experts wrong.

Those struggling to make ends meet because of rising inflation need us to prove the experts wrong.

Our constituents who sent us here to secure their liberties and economic opportunities need us to prove the experts wrong.

I have faith in each and every one of you to rise to this occasion, to put the needs of our constituents before our own ambitions, and to prove that we can indeed govern well. Together, let us write a chapter in the history of Missouri that we can all be proud of long after our time in this chamber is done.

Now let’s get to work!

Senator Hough assumed the Chair.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 7, 2023, while the Senate was not in session.

Jonas P. Arjes, Republican, 252 Jacks Hollow road, Walnut Shade, Taney County, Missouri 65771, as a member of the Missouri Development Finance Board, for a term ending September 14, 2027, and until his successor is duly appointed and qualified; vice, Jonas P. Arjes, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 7, 2023, while the Senate was not in session.

Deanna Bokel, 1171 Whitmoor Drive, Weldon Spring, Saint Charles County, Missouri 63304, as a member of the Board of Nursing Home Administrators, for a term ending November 21, 2025, and until her successor is duly appointed and qualified; vice, Janice Unger, deceased.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 30, 2023, while the Senate was not in session.

Cory Bomgaars, 12 Anderson Avenue, Columbia, Boone County, Missouri 65203, as a member of the Missouri Wine & Grape Board, for a term ending October 28, 2027, and until his successor is duly appointed and qualified; vice, Martin J. Strussion, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 3, 2023, while the Senate was not in session.

Lacey Brumley, 601 Fox Creek Road, Rolla, Phelps County, Missouri 65401, as a member of the Missouri Board of Occupational Therapy, for a term ending December 11, 2024, and until her successor is duly appointed and qualified; vice Christopher A. Sanford, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Charles L. Bryant, 271 Ladue Lake Drive, Creve Coeur, Saint Louis County, Missouri 63141, as a member of the Public School Retirement System of Missouri Board of Trustees, for a term ending June 30, 2027, and until his successor is duly appointed and qualified; vice, Sharon J. Kissinger, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 21, 2023, while the Senate was not in session.

Brent Thomas Buerck, Republican, 311 Huber Road, Perryville, Perry County, Missouri 63775, as a member of the Missouri Development Finance Board, for a term ending September 14, 2026, and until his successor is duly appointed and qualified; vice, Brent Thomas Buerck, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Dr. Doug Michael Burgess, 6140 Timberidge, Parkville, Platte County, Missouri 64152, as a member of the Drug Utilization Review Board, for a term ending October 15, 2027, and until his successor is duly appointed and qualified; vice, John Newcomer, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 13, 2023, while the Senate was not in session.

Mick Campbell, 1421 Major Drive, Jefferson City, Cole County, Missouri 65101, as Commissioner of the Division of Finance for the Department of Commerce and Insurance, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 5, 2023, while the Senate was not in session.

Phyllis A. Chase, Democrat, 1810 Northeast 106th Terrace, Kansas City, Clay County, Missouri 64155, as a member of the University of Central Missouri Board of Governors, for a term ending January 1, 2027, and until her successor is duly appointed and qualified; vice, Marvin Wright, deceased.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 2, 2023, while the Senate was not in session.

Robert Cirtin, 785 East Kings Carriage Boulevard, Nixa, Christian County, Missouri 65714, as a member of the Board of Private Investigator and Private Fire Investigator Examiners, for a term ending March 4, 2027, and until his successor is duly appointed and qualified; vice, Thomas H. Skinner, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 7, 2023, while the Senate was not in session.

Jessica L. Craig, Republican, 4642 Hawk Road, Florence, Morgan County, Missouri 65329, as a member of the Missouri Development Finance Board, for a term ending September 14, 2027, and until her successor is duly appointed and qualified; vice, Jessica L. Craig, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 29, 2023, while the Senate was not in session.

Joan Daleo, 1539 Hunters Meadow Drive, O'Fallon, Saint Charles County, Missouri 63366, as a member of the Missouri Wine & Grape Board, for a term ending October 28, 2024, and until her successor is duly appointed and qualified; vice, Ken E. Meyer, deceased.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Deiter James Duff, 188 Setting Sun Drive, Ozark, Christian County, Missouri 65721, as a member of the Corner Standards and Training Commission, for a term ending May 31, 2025, and until his successor is duly appointed and qualified; vice, RSMO 58.035.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Jane K. Earnhart, 2712 E. Crestview Street, Springfield, Greene County, Missouri 65804, as a member of the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects, for a term ending September 30, 2028, and until her successor is duly appointed and qualified; vice, Eric D. Davis, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 14, 2023, while the Senate was not in session.

Susan J. Eickhoff, 85 Willmore Road, Saint Louis, Saint Louis City, Missouri 63109, as a member of the Missouri State Board of Accountancy, for a term ending July 1, 2026, and until her successor is duly appointed and qualified; vice, James Mintert, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 31, 2023, while the Senate was not in session.

William E. Ekey, Democrat, 1115 Northwest 850 Road, Odessa, Johnson County, Missouri 64076, as a member of the Health and Educational Facilities Authority of the State of Missouri, for a term ending July 30, 2028, and until his successor is duly appointed and qualified; vice, Sarah Maguffee, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Gregory Eldridge, Republican, 9427 Grand Avenue, Kansas City, Jackson County, Missouri 64114, as a member of the Elevator Safety Board, for a term ending June 6, 2025, and until his successor is duly appointed and qualified; vice, Wilson Winn, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 20, 2023, while the Senate was not in session.

Galen Ericson, Republican, 2116 Northwest Timberline Drive, Blue Springs, Jackson County, Missouri 64015, as a member of the Missouri Veterinary Medical Board, for a term ending August 29, 2025, and until his successor is duly appointed and qualified; vice, David C. Hertzog, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 31, 2023, while the Senate was not in session.

Ian Fawks, Republican, 4078 East Farm Road 130, Springfield, Greene County, Missouri 65802, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2026, and until his successor is duly appointed and qualified; vice, David E. Tannehill, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 29, 2023, while the Senate was not in session.

Travis W. Freeman, Republican, 14829 Conway Road, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2029, and until his successor is duly appointed and qualified; vice, Amelia Counts, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 29, 2023, while the Senate was not in session.

Melissa A. Gourley, Independent, 7967 Mountain Valley Road, Mountain Grove, Wright County, Missouri 65711, as a member of the Missouri State University Board of Governors, for a term ending January 1, 2029, and until her successor is duly appointed and qualified; vice, Carol Silvey, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 13, 2023, while the Senate was not in session.

Andrew H. Grimm, Democrat, 104 Marco Drive, Kirksville, Adair County, Missouri 63501, as a member of the Missouri Health Facilities Review Committee, for a term ending January 1, 2025, and until his successor is duly appointed and qualified; vice, David A. Cole, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 31, 2023, while the Senate was not in session.

Bill Grimwood, Independent, 3307 Westwood Drive, Saint Joseph, Buchanan County, Missouri 64505, as a member of the Missouri Western State University Board of Governors, for a term ending October 29, 2024, and until his successor is duly appointed and qualified; vice, Gregory Mason, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 2, 2023, while the Senate was not in session.

Ronald L. Hack, 30 Fox Meadows, Sunset Hills, Saint Louis County, Missouri 63127, as a member of the Missouri 911 Service Board, for a term ending April 9, 2027, and until his successor is duly appointed and qualified; vice, Opeoluwa Sotonwa, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2024, while the Senate was not in session.

Kayla J. Hahn, 312 Hunters Run, Jefferson City, Cole County, Missouri 65109, as a member of the Public Service Commission, for a term ending January 2, 2030, and until her successor is duly appointed and qualified; vice, Ryan Silvey, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 13, 2023, while the Senate was not in session.

Darren Harris, 1806 Allison Street, Kennett, Dunklin County, Missouri 63857, as a member of the State Board of Pharmacy, for a term ending June 12, 2028, and until his successor is duly appointed and qualified; vice, Christina M. Lindsay, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 2, 2023, while the Senate was not in session.

Chad M. Hartman, 605 East Magnolia, Versailles, Morgan County, Missouri 65084, as a member of the Missouri 911 Service Board, for a term ending April 9, 2026, and until his successor is duly appointed and qualified; vice, James Person, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2024, while the Senate was not in session.

Daniel Jay Hegeman, Republican, 19391 Tomahawk Lane, Saint Joseph, Andrew County, Missouri 64505, as a member of the State Highways and Transportation Commission, for a term ending March 1, 2029, and until his successor is duly appointed and qualified; vice, Robert G. Brinkmann, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 30, 2023, while the Senate was not in session.

Jonathan L. Held, 125 East 2nd Street, Hermann, Gasconade County, Missouri 65041, as a member of the Missouri Wine & Grape Board, for a term ending October 28, 2027, and until his successor is duly appointed and qualified; vice, Charles W. Schlottach, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 22, 2023, while the Senate was not in session.

John Clark Hemeyer, Democrat, 55456 Seeley Lane, Frankford, Ralls County, Missouri 63441, as a member of the State Lottery Commission, for a term ending September 7, 2026, and until his successor is duly appointed and qualified; vice, John Clark Hemeyer, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 29, 2023, while the Senate was not in session.

Dennis L. Hicks, Republican, 21609 LIV 242, Wheeling, Livingston County, Missouri 64601, as Eastern District Commissioner of the Livingston County Commission, for a term ending when his successor is duly elected or appointed and qualified; vice, Alvin Thompson, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 22, 2023, while the Senate was not in session.

C. Phillip Hoffman, Independent, 171 South Main, Trenton, Grundy County, Missouri 64683, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2028, and until his successor is duly appointed and qualified; vice, C. Phillip Hoffman, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 15, 2023, while the Senate was not in session.

Jhan R. Hurn, 1325 Fairmont Drive, Joplin, Jasper County, Missouri 64801, as a member of the Mental Health Commission, for a term ending June 28, 2027, and until his successor is duly appointed and qualified; vice, Dana A. Hockensmith, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Carole Lewis Iles, 1770 East Leo Smith Road, Ashland, Boone County, Missouri 65010, as a member of the Administrative Hearing Commission, for a term ending May 31, 2029, and until her successor is duly appointed and qualified; vice, Renee T. Slusher, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Andrea Jackson-Jennings, 15606 Coventry Farm Drive, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, for a term ending November 11, 2028, and until her successor is duly appointed and qualified; vice, Vernal Brown, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Craig S. Jones, Republican, 1549 East 559th Road, Brighton, Polk County, Missouri 65617, as a member of the Elevator Safety Board, for a term ending June 6, 2025, and until his successor is duly appointed and qualified; vice, Suzan Mehalko, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Kenneth C. Jones, 29661 Pam Jones Road, Clarksburg, Moniteau County, Missouri 65025, as a member of the Missouri State Capitol Commission, for a term ending April 18, 2025, and until his successor is duly appointed and qualified; vice, Harold L. Caskey, passed away.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Dr. Kishore Khot, 2560 Wildhorse Trail, Cape Girardeau, Cape Girardeau County, Missouri 63701, as a member of the Mental Health Commission, for a term ending June 28, 2027, and until his successor is duly appointed and qualified; vice, Patricia H. Mort, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Robert J. Knodell, 110 Venus Street, Holts Summit, Callaway County, Missouri 65043, as Director of the Department of Social Services, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 29, 2023, while the Senate was not in session.

John LaRocca, 6579 Mardel Avenue, Saint Louis, Saint Louis County, Missouri 63109, as a member of the Missouri Wine & Grape Board, for a term ending October 28, 2026, and until his successor is duly appointed and qualified; vice, Mathew K. Kirby, deceased.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 17, 2023, while the Senate was not in session.

Michael A. Leara, Republican, 10022 Gregory Court, Saint Louis, Saint Louis County, Missouri 63128, as State Supervisor for the Division of Alcohol and Tobacco Control, for a term ending at the pleasure of the Governor, and until his successor is duly appointed and qualified; vice, Dorothy Taylor.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 13, 2023, while the Senate was not in session.

Al Li, Independent, 177 Cedar Bridge Court, Saint Louis, Saint Louis County, Missouri 63141, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2027, and until his successor is duly appointed and qualified; vice, Michael Dierkes, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 21, 2023, while the Senate was not in session.

Lance Mayfield, Democrat, 20 Meadowcrest Court, Viburnum, Iron County, Missouri 65566, as a member of the State Lottery Commission, for a term ending September 7, 2026, and until his successor is duly appointed and qualified; vice, Abigail Pinegar-Rose, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 15, 2023, while the Senate was not in session.

Judith W. Meyer, Independent, 625 South Skinker, Apartment 1001, Saint Louis, Saint Louis City, Missouri 63105, as a member of the Missouri Charter Public School Commission, for a term ending September 17, 2026, and until her successor is duly appointed and qualified; vice, Deborah Curtis, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on November 22, 2023, while the Senate was not in session.

Michelle R. Mincks, 1385 East Laird Street, Bolivar, Polk County, Missouri 65613, as a member of the Board of Nursing Home Administrators, for a term ending November 21, 2026, and until her successor is duly appointed and qualified; vice, Donald L. Yost, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 31, 2023, while the Senate was not in session.

Dorothy M. Munch, Democrat, 1203 Highway W, Poplar Bluff, Butler County, Missouri 63901, as a member of the State Board of Registration for the Healing Arts, for a term ending September 3, 2024, and until her successor is duly appointed and qualified; vice, James A. DiRenna, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 2, 2023, while the Senate was not in session.

Sarah Newell, 4623 South 149th Road, Bolivar, Polk County, Missouri 65613, as a member of the Missouri 911 Service Board, for a term ending April 9, 2026, and until her successor is duly appointed and qualified; vice, Rodney Herring, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Paula F. Nickelson, 7061 County Road 111, Fulton, Callaway County, Missouri 65251, as Director of the Department of Health and Senior Services, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2024, while the Senate was not in session.

Hadley Oden, 108 Elm Drive, Hermann, Gasconade County, Missouri 65041, as a member of the University of Central Missouri Board of Governors, for a term ending December 31, 2025, and until her successor is duly appointed and qualified; vice, Zachary Racy, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 30, 2023, while the Senate was not in session.

Courtney Owens, 1335 Grant Street, Cabool, Texas County, Missouri 65689, as a member of the Missouri State Board of Nursing, for a term ending June 1, 2024, and until her successor is duly appointed and qualified; vice, Sheila Barrett Ray, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 2, 2023, while the Senate was not in session.

Mike Phillips, 1665 Cedar Drive, Cassville, Barry County, Missouri 65625, as a member of the Missouri 911 Service Board, for a term ending April 9, 2025, and until his successor is duly appointed and qualified; vice, J. Mark Stidham, deceased.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 3, 2023, while the Senate was not in session.

Gary Polk, Republican, 851 County Road 3165, Salem, Dent County, Missouri 65560, as District Two Commissioner of the Dent County Commission, for a term ending when his successor is duly elected or appointed and qualified; vice, Gary Larson, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 31, 2023, while the Senate was not in session.

Megan Price, 5800 Highlands Plaza, Apartment 451, Saint Louis, Saint Louis City, Missouri 63110, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2026, and until her successor is duly appointed and qualified; vice, Kathy Lambert, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 3, 2023, while the Senate was not in session.

Kerry Robinson, Independent, 133 Vlasie Drive, Ballwin, Saint Louis County, Missouri 63011, as a member of the Southeast Missouri State University Board of Governors, for a term ending January 1, 2030, and until his successor is duly appointed and qualified; vice, Vivek Malek, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 5, 2023, while the Senate was not in session.

Stu Rogers, Independent, 124 Grand Prairie Circle, Lake Winnebago, Cass County, Missouri 64034, as a member of the University of Central Missouri Board of Governors, for a term ending January 1, 2029, and until his successor is duly appointed and qualified; vice, Mary A. Long, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Timothy Root, 4202 West Rollins Road, Columbia, Boone County, Missouri 65203, as a member of the Board of Cosmetology and Barber Examiners, for a term ending May 1, 2025, and until his successor is duly appointed and qualified; vice, Leata Price-Land, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Gregory J. Sacks, Republican, 2149 Avalon Cove Court, Fenton, Saint Louis County, Missouri 63026, as a member of the Elevator Safety Board, for a term ending June 6, 2026, and until his successor is duly appointed and qualified; vice, Jay Marchack, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 14, 2023, while the Senate was not in session.

Michael Seibert, Republican, 2002 East 48th Street, Joplin, Newton County, Missouri 64804, as a member of the Missouri Southern State University Board of Governors, for a term ending August 30, 2025, and until his successor is duly appointed and qualified; vice, Ron Richard, deceased.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on January 2, 2024, while the Senate was not in session.

Francis G. Slay, Democrat, 1941 Berra Court, Saint Louis, Saint Louis City, Missouri 63110, as a member of the State Highways and Transportation Commission, for a term ending March 1, 2027, and until his successor is duly appointed and qualified; vice, Brian Treece, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 1, 2023, while the Senate was not in session.

Brittney Southworth, Independent, 508 Pine Street, Farmington, Saint Francois County, Missouri 63640, as a member of the Missouri Commission on Human Rights, for a term ending April 1, 2025, and until her successor is duly appointed and qualified; vice, Abdeldjelil Belarbi, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on September 5, 2023, while the Senate was not in session.

Kevin Spaulding, Republican, 222 North Harmon Avenue, Republic, Greene County, Missouri 65738, as a member of the Missouri Gaming Commission, for a term ending April 29, 2026, and until his successor is duly appointed and qualified; vice, Brandon Boulware, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on July 3, 2023, while the Senate was not in session.

Amy Stark, 5713 North Seacrest Drive, Ozark, Christian County, Missouri 65721, as a member of the Missouri Board of Occupational Therapy, for a term ending December 11, 2024, and until her successor is duly appointed and qualified; vice, Jeanenne M. Dallas, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 22, 2023, while the Senate was not in session.

Maddox H. Studdard, 506 Cherry St. Unit F, Carl Junction, Jasper County, Missouri 64834, as a member of the Missouri Southern State University Board of Governors, for a term ending December 31, 2025, and until his successor is duly appointed and qualified; vice, David W. Sigars, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 13, 2023, while the Senate was not in session.

Ken Teague, 7317 North Farm Road 91, Willard, Greene County, Missouri 65781, as a member of the Petroleum Storage Tank Insurance Fund Board of Trustees, for a term ending February 6, 2027, and until his successor is duly appointed and qualified; vice, Cathy Stepp, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 13, 2023, while the Senate was not in session.

Tammy Thompson, 4435 Northwest 64th Terrace, Kansas City, Platte County, Missouri 64151, as a member of the State Board of Pharmacy, for a term ending June 12, 2028, and until her successor is duly appointed and qualified; vice, Pamela L. Marshall, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 15, 2023, while the Senate was not in session.

Ruby Trice, 117 Birchwood Trail Drive, Maryland Heights, Saint Louis County, Missouri 63043, as a member of the Behavior Analyst Advisory Board, for a term ending January 4, 2028, and until her successor is duly appointed and qualified; vice, Thomas Davis, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on October 2, 2023, while the Senate was not in session.

Raymond T. Wagner, Jr., Republican, 1203 Devonworth Drive, Town and Country, Saint Louis County, Missouri 63017, as a member of the Conservation Commission, for a term ending June 30, 2029, and until his successor is duly appointed and qualified; vice, William L. (Barry) Orscheln, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on June 2, 2023, while the Senate was not in session.

J.R. Webb, 204 South Mill Street, Rogersville, Webster County, Missouri 65742, as a member of the Missouri 911 Service Board, for a term ending April 9, 2027, and until his successor is duly appointed and qualified; vice, Larry “Sonny” Saxton, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 7, 2023, while the Senate was not in session.

Melissa Winston, Independent, 522 Northwest Hickory Ridge Drive, Grain Valley, Jackson County, Missouri 64029, as a member of the State Committee of Marital and Family Therapists, for a term ending January 26, 2027, and until her successor is duly appointed and qualified; vice, Robert Estes, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on December 20, 2023, while the Senate was not in session.

Kurt D. Witzel, 3116 Southridge Park Lane, Saint Louis, Saint Louis County, Missouri 63129, as a member of the Missouri State Capitol Commission, for a term ending April 18, 2027, and until his successor is duly appointed and qualified; vice, Trent Watson, withdrawn.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
January 3, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment made and commissioned by me on August 7, 2023, while the Senate was not in session.

Elizabeth (Libby) Youse, 25397 Route CC, Shelbina, Monroe County, Missouri 63468, as a member of the Board of Nursing Home Administrators, for a term ending November 21, 2025, and until her successor is duly appointed and qualified; vice, RSMO 344.060.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden referred the above appointments and reappointments to the Committee on Gubernatorial appointments.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 3886**.

HOUSE RESOLUTION NO. 3886

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, inform the Senate that the House is duly convened and is now in session ready for consideration of business.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 28**.

HOUSE CONCURRENT RESOLUTION NO. 28

BE IT RESOLVED, by the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 2:30 p.m., Wednesday, January 24, 2024, to receive a message from His Excellency, the Honorable Michael L. Parson, Governor of the State of Missouri; and

BE IT FURTHER RESOLVED that a committee of ten (10) members from the House of Representatives be appointed by the Speaker to act with a committee of ten (10) members from the Senate, appointed by the President Pro Tempore, to wait upon the Governor of the State of Missouri and inform His Excellency that the House of Representatives and Senate of the One Hundred Second General Assembly, Second Regular Session, are now organized and ready for business and to receive any message or communication that His Excellency may desire to submit, and that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

FIRST READING OF PRE-FILED SENATE BILLS

As provided by Chapter 21, RSMo, Sections 21.600, 21.605, 21.615, and 21.620, the following pre-filed Bills and/or Joint Resolutions were introduced and read for the first time:

SB 724—By Hoskins.

An Act to repeal section 115.642, RSMo, and to enact in lieu thereof one new section relating to election crimes with an effective date.

SB 725—By Hoskins.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to property taxes.

SB 726—By Hoskins.

An Act to repeal section 191.1720, RSMo, and to enact in lieu thereof one new section relating to gender transition.

SB 727—By Koenig.

An Act to repeal section 135.713, 135.714, 135.715, and 166.700, RSMo, and to enact in lieu thereof four new sections relating to educational scholarships.

SB 728—By Koenig.

An Act to amend chapters 161 and 170, RSMo, by adding thereto three new sections relating to public elementary and secondary school students.

SB 729—By Koenig.

An Act to repeal section 144.701, RSMo, and to enact in lieu thereof two new sections relating to a tax credit for certain educational expenses.

SB 730—By Rowden.

An Act to amend chapter 289, RSMo, by adding thereto one new section relating to crime prevention and control programs.

SB 731—By Rowden.

An Act to amend chapter 407, RSMo, by adding thereto six new sections relating to the protection of data.

SB 732—By Rowden.

An Act to repeal sections 571.101 and 571.205, RSMo, and to enact in lieu thereof two new sections relating to concealed carry permits, with penalty provisions.

SB 733—By Eigel.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to property taxes.

SB 734—By Eigel.

An Act to repeal sections 143.174, 143.175, 301.3061, 442.560, and 442.571, RSMo, and to enact in lieu thereof nine new sections relating to military affairs.

SB 735—By Eigel and Moon.

An Act to repeal sections 143.121 and 408.010, RSMo, and to enact in lieu thereof three new sections relating to the sole purpose of regulating the treatment and use of gold and silver.

SB 736—By Crawford.

An Act to repeal section 30.753, RSMo, and to enact in lieu thereof one new section relating to the state treasurer's ability to invest.

SB 737—By Crawford.

An Act to repeal sections 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, and 361.727, RSMo, and to enact in lieu thereof forty-five new sections relating to the regulation of money transmission, with penalty provisions.

SB 738—By Crawford.

An Act to repeal section 136.055, RSMo, and to enact in lieu thereof one new section relating to department of revenue fee offices.

SB 739—By Cierpiot.

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

SB 740—By Cierpiot.

An Act to repeal sections 204.300, 204.610, 393.320, 393.1030, 393.1506, 393.1700, and 640.144, RSMo, and to enact in lieu thereof eight new sections relating to utilities.

SB 741—By Cierpiot.

An Act to repeal sections 393.320 and 393.1506, RSMo, and to enact in lieu thereof two new sections relating to large water public utilities.

SB 742—By Arthur.

An Act to amend chapter 135, RSMo, by adding thereto three new sections relating to tax credits for child care.

SB 743—By Arthur.

An Act to repeal section 163.018, RSMo, and to enact in lieu thereof one new section relating to state funding for early childhood education programs.

SB 744—By Arthur.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody.

SB 745—By Bernskoetter.

An Act to repeal section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof one new section relating to the duration of unemployment benefits.

SB 746—By Bernskoetter.

An Act to repeal section 217.690, RSMo, and to enact in lieu thereof one new section relating to eligibility for parole.

SB 747—By Bernskoetter.

An Act to repeal section 393.170, RSMo, and to enact in lieu thereof one new section relating to electric utilities.

SB 748—By Hough.

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof three new sections relating to reimbursement allowance taxes.

SB 749—By Hough.

An Act to repeal sections 172.280, 173.005, 173.030, 173.040, 173.616, 173.750, 174.160, 174.231, 174.251, and 174.310, RSMo, and to enact in lieu thereof ten new sections relating to the authority to confer degrees at public institutions of higher education, with existing penalty provisions.

SB 750—By Hough.

To repeal sections 140.010, 140.190, 140.250, 140.420, 140.980, 140.981, 140.982, 140.983, 140.984, 140.985, 140.986, 140.987, 140.988, 140.991, 140.1000, 140.1006, 140.1009, 140.1012, 141.220, 141.230, 141.250, 141.270, 141.290, 141.300, 141.320, 141.330, 141.360, 141.410, 141.440, 141.500, 141.520, 141.535, 141.540, 141.550, 141.560, 141.570, 141.580, 141.610, 141.620, 141.680, 141.700, 141.820, 141.830, 141.840, 141.850, 141.860, 141.870, 141.880, 141.890, 141.900, 141.910, 141.920, 141.930, 141.931, 141.940, 141.950, 141.960, 141.970, 141.980, 141.984, 141.1009, and 249.255, RSMo, and to enact in lieu thereof forty-eight new sections relating to the collection of delinquent taxes, with penalty provisions.

SB 751—By Brown (16).

An Act to amend chapter 376, RSMo, by adding thereto three new sections relating to insurance coverage of pharmacy services.

SB 752—By Brown (16).

An Act to repeal section 21.915, RSMo, and to enact in lieu thereof one new section relating to rural economic opportunities.

SB 753—By Brown (16).

An Act to amend chapter 427, RSMo, by adding thereto one new section relating to the disclosure of information pertaining to certain commercial financing transactions, with penalty provisions.

SB 754—By Luetkemeyer.

An Act to repeal sections 575.010, 575.353, 578.007, and 578.022, RSMo, and to enact in lieu thereof four new sections relating to law enforcement animals, with penalty provisions.

SB 755—By Luetkemeyer.

An Act to repeal section 544.170, RSMo, and to enact in lieu thereof one new section relating to detention on arrest without a warrant, with an existing penalty provision.

SB 756—By Luetkemeyer.

An Act to repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to a property tax credit for certain seniors.

SB 757—By O’Laughlin.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to the closure of electric power plants, with an emergency clause.

SB 758—by O’Laughlin.

An Act to repeal sections 386.050 and 386.120, RSMo, and to enact in lieu thereof two new sections relating to the public service commission.

SB 759—By O’Laughlin.

An Act to amend chapter 386, RSMo, by adding thereto one new section relating to time-of-use rates.

SB 760—By May.

An Act to repeal section 590.192, RSMo, and to enact in lieu thereof one new section relating to the critical incident stress management program.

SB 761—By May.

An Act to repeal section 167.031, RSMo, and to enact in lieu thereof one new section relating to compulsory school attendance.

SB 762—By May.

An Act to repeal sections 170.048 and 173.1200, RSMo, and to enact in lieu thereof two new sections relating to suicide prevention in education.

SB 763—By Williams.

An Act to amend chapter 610, RSMo, by adding thereto four new sections relating to expungement.

SB 764—By Williams.

An Act to repeal sections 72.418 and 321.300, RSMo, and to enact in lieu thereof two new sections relating to fire protection districts.

SB 765—By Williams.

An Act to amend chapter 547, RSMo, by adding thereto one new section relating to a conviction review unit.

SB 766—By Thompson Rehder.

An Act to amend chapter 168, RSMo, by adding thereto one new section relating to allegations of sexual misconduct against private school employees.

SB 767—By Thompson Rehder.

An Act to repeal sections 451.040, 451.080, and 451.090, RSMo, and to enact in lieu thereof three new sections relating to the age of marriage, with existing penalty provisions.

SB 768—By Thompson Rehder.

An Act to repeal section 191.480, RSMo, and to enact in lieu thereof three new sections relating to alternative therapies.

SB 769—By Brattin.

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

SB 770—By Brattin.

An Act to amend chapters 160, 161, and 167, RSMo, by adding thereto four new sections relating to elementary and secondary education.

SB 771—By Brattin.

An Act to repeal sections 563.016 and 563.031, RSMo, and to enact in lieu thereof two new sections relating to the use of self-defense.

SB 772—By Gannon.

An Act to repeal sections 136.055, 302.178, and 302.181, RSMo, and to enact in lieu thereof three new sections relating to licenses issued by the department of revenue.

SB 773—By Gannon.

An Act to repeal sections 167.624 and 170.310, RSMo, and to enact in lieu thereof three new sections relating to automated external defibrillators in schools.

SB 774—By Gannon.

An Act to repeal section 115.127, RSMo, and to enact in lieu thereof one new section relating to local election candidate filing dates, with an effective date.

SB 775—By Moon.

An Act to repeal sections 541.033, 562.071, 563.026, and 565.002, RSMo, and to enact in lieu thereof five new sections relating to the protection of unborn children, with a referendum clause.

SB 776—By Moon.

An Act to repeal section 191.1720, RSMo, and to enact in lieu thereof one new section relating to gender transition.

SB 777—By Moon.

An Act to repeal sections 144.014 and 144.020, RSMo, and to enact in lieu thereof two new sections relating to sales taxes.

SB 778—By Eslinger.

An Act to repeal sections 332.211 and 332.281, RSMo, and to enact in lieu thereof three new sections relating to licensure of dentists and dental hygienists.

SB 779—By Eslinger.

An Act to amend chapter 27, RSMo, by adding thereto one new section relating to a human trafficking task force.

SB 780—By Eslinger.

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to the virtual school program.

SB 781—By Bean.

An Act to repeal section 290.590, RSMo, and to enact in lieu thereof one new section relating to labor organizations, with penalty provisions.

SB 782—By Bean.

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

SB 783—By Bean.

An Act to repeal section 563.031, RSMo, and to enact in lieu thereof one new section relating to self-defense.

SB 784—By Beck.

An Act to repeal sections 160.011, 160.041, 163.021, 171.031, and 171.033, RSMo, and to enact in lieu thereof seven new sections relating to the minimum school term, with an effective date.

SB 785—By Beck.

An Act to repeal sections 620.2005 and 620.2010, RSMo, and to enact in lieu thereof two new sections relating to financial incentives for business development.

SB 786—By Beck.

An Act to repeal section 442.571, RSMo, and to enact in lieu thereof one new section relating to foreign ownership of agricultural land.

SB 787—By Razer.

An Act to repeal sections 213.010, 213.030, 213.040, 213.045, 213.050, 213.055, 213.065, 213.070, and 213.101, RSMo, and to enact in lieu thereof nine new sections relating to discrimination based on sexual orientation or gender identity.

SB 788—By Razer.

An Act to amend chapter 571, RSMo, by adding thereto one new section relating to the offense of unlawful discharge of a firearm, with penalty provisions.

SB 789—By Razer.

An Act to amend chapter 206, RSMo, by adding thereto one new section relating to the powers of a hospital district board of trustees.

SB 790—By Roberts.

An Act to repeal section 571.095, RSMo, and to enact in lieu thereof two new sections relating to unlawful possession of a firearm by a minor, with penalty provisions.

SB 791—By Roberts.

An Act to repeal section 67.2300, RSMo, and to enact in lieu thereof one new section relating to homelessness, with penalty provisions.

SB 792—By Roberts.

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to tax credits for downtown revitalization.

SB 793—By Washington.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for feminine hygiene products.

SB 794—By Washington.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for providing services to homeless persons.

SB 795—By Washington.

An Act to repeal section 135.550, RSMo, and to enact in lieu thereof one new section relating to a tax credit for providing housing for victims of domestic violence.

SB 796—By Mosley.

An Act to repeal section 544.157, RSMo, and to enact in lieu thereof one new section relating to the powers of arrest.

SB 797—By Mosley.

An Act to amend chapter 321, RSMo, by adding thereto one new section relating to fire protection districts.

SB 798—By Mosley.

An Act to amend chapter 217, RSMo, by adding thereto five new sections relating to the oversight of department of corrections facilities.

SB 799—By Fitzwater.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to motor vehicle assessments, with an emergency clause.

SB 800—By Fitzwater.

An Act to repeal section 590.653, RSMo, and to enact in lieu thereof one new section relating to law enforcement agencies.

SB 801—By Fitzwater.

An Act to repeal sections 193.265, 210.145, 210.160, 210.560, 210.565, 210.762, 210.795, 210.830, 211.032, 211.211, 211.261, 211.351, 211.355, 211.361, 211.381, 211.382, 211.393, 211.394, 211.401, 211.462, 452.423, 452.785, and 476.405, RSMo, and to enact in lieu thereof twenty-three new sections relating to child protection, with a delayed effective date for certain sections.

SB 802—By Trent.

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to rural workforce development incentives.

SB 803—By Trent.

An Act to repeal section 67.2677, RSMo, and to enact in lieu thereof one new section relating to municipal franchise fees for video service providers.

SB 804—By Trent.

An Act to repeal sections 160.522 and 161.855, RSMo, and to enact in lieu thereof two new sections relating to accountability measures for elementary and secondary schools.

SB 805—By Black.

An Act to repeal sections 393.170 and 523.010, RSMo, and to enact in lieu thereof three new sections relating to electric utilities.

SB 806—By Black.

An Act to repeal sections 442.566, 442.571, 442.576, and 442.591, RSMo, and to enact in lieu thereof four new sections relating to foreign ownership of agricultural land, with an emergency clause.

SB 807—By Black.

An Act to repeal section 334.104, RSMo, and to enact in lieu thereof one new section relating to collaborative practice arrangements.

SB 808—By Schroer.

An Act to repeal sections 84.030, 84.100, 84.140, 84.150, 84.160, 84.170, 84.344, 84.346, and 105.726, RSMo, and to enact in lieu thereof fourteen new sections relating to the operation of certain law enforcement agencies, with penalty provisions.

SB 809—By Schroer.

An Act to repeal sections 334.104, 335.016, and 335.019, RSMo, and to enact in lieu thereof three new sections relating to advanced practice registered nurses.

SB 810—By Schroer.

An Act to repeal sections 208.152 and 208.153, RSMo, and to enact in lieu thereof two new sections relating to abortion facilities.

SB 811—By Coleman.

An Act to repeal sections 21.771, 191.332, 210.109, 210.112, 210.135, 210.140, 210.147, 210.762, 211.081, 566.151, and 567.030, RSMo, and to enact in lieu thereof twelve new sections relating to child protection, with penalty provisions.

SB 812—By Coleman.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to special education programs.

SB 813—By Coleman.

An Act to repeal section 198.022, RSMo, and to enact in lieu thereof one new section relating to inspections of certain long-term care facilities.

SB 814—By Carter.

An Act to repeal sections 160.518, 160.522, and 161.092, RSMo, and to enact in lieu thereof three new sections relating to assessment of public elementary and secondary schools.

SB 815—By Carter.

An Act to repeal sections 30.260, 30.950, and 105.688, RSMo, and to enact in lieu thereof six new sections relating to restricting corporate and public entities from making financial decisions that are not based on pecuniary factors.

SB 816—By Carter.

An Act to repeal section 115.225, RSMo, and to enact in lieu thereof one new section relating to electronic voting systems, with an effective date.

SB 817—By Brown (26).

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to professional licensing.

SB 818—By Brown (26).

An Act to repeal sections 192.006 and 192.020, RSMo, and to enact in lieu thereof two new sections relating to the rulemaking authority of the department of health and senior services.

SB 819—By Brown (26).

An Act to repeal sections 161.670, 162.996, 162.1250, 166.700, 167.031, 167.042, 167.061, 167.071, 167.600, 167.619, 210.167, 210.211, 211.031, and 452.375, RSMo, and to enact in lieu thereof thirteen new sections relating to participation of certain students in nontraditional educational settings.

SB 820—By McCreery.

An Act to amend chapter 575, RSMo, by adding thereto one new section relating to the offense of aggravated fleeing a stop or detention of a motor vehicle, with penalty provisions.

SB 821—By McCreery.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage of self-administered hormonal contraceptives.

SB 822—By McCreery.

An Act to repeal sections 135.010, 135.025, and 135.030, RSMo, and to enact in lieu thereof three new sections relating to a tax credit for the property tax liabilities of certain vulnerable persons.

SB 823—By Hoskins.

An Act to repeal section 143.071, RSMo, and to enact in lieu thereof one new section relating to corporate income tax.

SB 824—By Hoskins.

An Act to repeal sections 173.900, 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof twenty-six new sections relating to gaming, with penalty provisions.

SB 825—By Hoskins.

An Act to repeal sections 536.300, 536.303, 536.305, 536.310, 536.315, 536.323, 536.325, and 536.328, RSMo, and to enact in lieu thereof ten new sections relating to the promotion of business development.

SB 826—By Koenig.

An Act to repeal sections 400.1-201, 400.4A-106, 400.7-102, 407.661, 407.738, 407.830, 407.1043, and 432.275, RSMo, and to enact in lieu thereof nine new sections relating to central bank digital currency.

SB 827—By Koenig.

An Act to repeal sections 30.260 and 105.688, RSMo, and to enact in lieu thereof six new sections relating to social objective scoring standards.

SB 828—By Koenig.

An Act to amend chapter 143, RSMo, by adding thereto one new section relating to an income tax deduction for certain law enforcement officers.

SB 829—By Rowden.

An Act to repeal section 386.895, RSMo, and to enact in lieu thereof one new section relating to a renewable natural gas program.

SB 830—By Rowden.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to nonopioid alternatives.

SB 831—By Eigel.

An Act to repeal sections 516.140, 516.371, 537.046, and 556.036, RSMo, and to enact in lieu thereof four new sections relating to statutes of limitations.

SB 832—By Eigel.

An Act to repeal sections 115.013, 115.045, 115.051, 115.065, 115.076, 115.081, 115.157, 115.158, 115.225, 115.227, 115.229, 115.230, 115.233, 115.235, 115.237, 115.249, 115.255, 115.257, 115.259, 115.261, 115.263, 115.265, 115.267, 115.269, 115.271, 115.273, 115.287, 115.415, 115.417, 115.419, 115.421, 115.423, 115.430, 115.433, 115.436, 115.439, 115.443, 115.447, 115.449, 115.451, 115.456, 115.459, 115.461, 115.467, 115.469, 115.471, 115.473, 115.475, 115.477, 115.479, 115.481, 115.483, 115.493, 115.495, 115.501, 115.503, 115.527, 115.531, 115.541, 115.553, 115.585, 115.631, 115.633, and 115.655, RSMo, and to enact in lieu thereof forty new sections relating to elections, with penalty provisions and an effective date.

SB 833—By Eigel.

An Act to repeal section 523.010, RSMo, and to enact in lieu thereof one new section relating to condemnation of land by certain utilities.

SB 834—By Crawford.

An Act to amend chapter 375, RSMo, by adding thereto one new section relating to the disposition of certain reinsurance contracts.

SB 835—By Crawford.

An Act to repeal sections 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof three new sections relating to financial instruments.

SB 836—By Crawford.

An Act to repeal section 381.410, RSMo, and to enact in lieu thereof one new section relating to funds used for real estate transactions.

SB 837—By Cierpiot.

An Act to repeal section 393.1700, RSMo, and to enact in lieu thereof one new section relating to certain financing orders by the public service commission.

SB 838—By Cierpiot.

An Act to repeal sections 393.1030 and 393.1700, RSMo, and to enact in lieu thereof two new sections relating to electric service.

SB 839—By Cierpiot.

An Act to repeal section 386.050, RSMo, and to enact in lieu thereof one new section relating to the public service commission.

SB 840—By Arthur.

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof three new sections relating to reimbursement allowance taxes.

SB 841—By Arthur.

An Act to repeal section 600.042, RSMo, and to enact in lieu thereof one new section relating to the funding for the office of the public defender.

SB 842—By Arthur.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for diapers.

SB 843—By Bernskoetter.

An Act to repeal sections 338.015, 376.387, and 376.388, RSMo, and to enact in lieu thereof three new sections relating to payments for prescription drugs.

SB 844—By Bernskoetter.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to cost-sharing under health benefit plans.

SB 845—By Bernskoetter.

An Act to repeal section 288.036 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, section 288.036 as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof two new sections relating to unemployment benefits.

SB 846—By Hough.

An Act to repeal sections 370.071, 370.080, and 370.081, RSMo, and to enact in lieu thereof three new sections relating to credit unions.

SB 847—By Hough.

An Act to amend chapter 301, RSMo, by adding thereto one new section relating to registration of motor vehicles.

SB 848—By Hough.

An Act to amend chapter 536, RSMo, by adding thereto one new section relating to collection of moneys owed to state agencies.

SB 849—By Brown (16).

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits for certain engineering degrees.

SB 850—By Brown (16).

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to the sale of certain lighters.

SB 851—By Brown (16).

An Act to repeal sections 191.1146 and 334.108, RSMo, and to enact in lieu thereof two new sections relating to telemedicine.

SB 852—By Luetkemeyer.

An Act to repeal sections 313.800, 313.813, and 313.842, RSMo, and to enact in lieu thereof seventeen new sections relating to sports wagering, with penalty provisions.

SB 853—By Luetkemeyer.

An Act to repeal sections 516.120 and 516.140, RSMo, and to enact in lieu thereof two new sections relating to statutes of limitations.

SB 854—By Luetkemeyer.

An Act to repeal section 105.955, RSMo, and to enact in lieu thereof one new section relating to the operations and procedures of the Missouri ethics commission, with an emergency clause.

SB 855—By O’Laughlin.

An Act to repeal section 386.890, RSMo, and to enact in lieu thereof one new section relating to net metering.

SB 856—By O’Laughlin.

An Act to repeal sections 77.230 and 79.080, RSMo, and to enact in lieu thereof two new sections relating to residency requirements for mayors of certain cities.

SB 857—By May.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to literacy of elementary school students.

SB 858—By May.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain hygiene products.

SB 859—By May.

An Act to repeal sections 565.020 and 565.030, RSMo, and to enact in lieu thereof three new sections relating to murder in the first degree, with penalty provisions.

SB 860—By Williams.

An Act to repeal section 650.058, RSMo, and to enact in lieu thereof one new section relating to wrongful convictions.

SB 861—By Williams.

An Act to repeal sections 43.504, 43.507, and 610.140, RSMo, and to enact in lieu thereof three new sections relating to expungement.

SB 862—By Thompson Rehder.

An Act to repeal section 210.560, RSMo, and to enact in lieu thereof one new section relating to money held by the children’s division for the benefit of a child.

SB 863—By Thompson Rehder.

An Act to repeal sections 211.038 and 487.200, RSMo, and to enact in lieu thereof two new sections relating to medication-assisted treatment.

SB 864—By Thompson Rehder.

An Act to repeal section 452.355, RSMo, and to enact in lieu thereof one new section relating to costs and fees in divorce proceedings.

SB 865—By Brattin.

An Act to repeal sections 173.275, 442.566, 442.571, 442.576, and 442.591, RSMo, and to enact in lieu thereof seven new sections relating to foreign ownership of property, with an emergency clause.

SB 866—By Brattin.

An Act to repeal sections 143.121, 400.1-201, 400.4A-106, 400.7-102, 407.661, 407.738, 407.830, 407.1043, 408.010, and 432.275, RSMo, and to enact in lieu thereof twelve new sections relating to legal tender.

SB 867—By Brattin.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for certain educational expenses.

SB 868—By Moon.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to the sole purpose of discussion of certain topics by school personnel.

SB 869—By Moon.

An Act to amend chapter 455, RSMo, by adding thereto one new section relating to the sole purpose of protective orders.

SB 870—By Moon.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to nullification of federal actions.

SB 871—By Eslinger.

An Act to repeal section 163.018, RSMo, and to enact in lieu thereof one new section relating to state funding for early childhood education programs.

SB 872—By Eslinger.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a tax deduction for broadband grant moneys.

SB 873—By Eslinger.

An Act to repeal section 190.241, RSMo, and to enact in lieu thereof one new section relating to hospital designations.

SB 874—By Bean.

An Act to repeal section 195.207, RSMo, relating to hemp extract.

SB 875—By Bean.

An Act to repeal 43.546, RSMo, and to enact in lieu thereof thirty-nine new sections relating to criminal background checks.

SB 876—By Bean.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for qualified railroad infrastructure investments.

SB 877—By Beck.

An Act to repeal section 169.070, RSMo, and to enact in lieu thereof one new section relating to public school retirement systems.

SB 878—By Beck.

An Act to repeal section 210.841, RSMo, and to enact in lieu thereof one new section relating to child custody in paternity actions.

SB 879—By Beck.

An Act to amend chapter 321, RSMo, by adding thereto one new section relating to fire protection services.

SB 880—By Razer.

An Act to repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to property tax exemptions.

SB 881—By Razer.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to child care.

SB 882—By Razer.

An Act to repeal section 171.031, RSMo, and to enact in lieu thereof one new section relating to public schools.

SB 883—By Roberts.

An Act to repeal sections 105.711 and 650.058, RSMo, and to enact in lieu thereof three new sections relating to compensation for wrongful convictions.

SB 884—By Roberts.

An Act to repeal sections 253.545, 253.550, 253.557, 253.559, and 620.1900, RSMo, and to enact in lieu thereof six new sections relating to facilities of historic significance.

SB 885—By Roberts.

An Act to repeal sections 162.471, 162.492, and 162.611, RSMo, and to enact in lieu thereof three new sections relating to school board vacancies.

SB 886—By Washington.

An Act to repeal section 650.058, RSMo, and to enact in lieu thereof two new sections relating to restitution for individuals who are actually innocent.

SB 887—By Washington.

An Act to repeal section 211.071, RSMo, and to enact in lieu thereof one new section relating to certification of juveniles for trial as an adult, with penalty provisions.

SB 888—By Washington.

An Act to repeal section 192.990, RSMo, and to enact in lieu thereof one new section relating to maternal mortality.

SB 889—By Mosley.

An Act to amend chapter 85, RSMo, by adding thereto seventy-two new sections relating to police protection districts, with penalty provisions.

SB 890—By Mosley.

An Act to amend chapter 595, RSMo, by adding thereto one new section relating to a missing and murdered African American Women task force.

SB 891—By Mosley.

An Act to amend chapter 455, RSMo, by adding thereto one new section relating to extreme risk orders of protection, with penalty provisions.

SB 892—By Fitzwater.

An Act to repeal sections 137.100, 153.030, and 153.034, RSMo, and to enact in lieu thereof six new sections relating to electric utilities.

SB 893—By Fitzwater.

An Act to amend chapters 67 and 442, RSMo, by adding thereto two new sections relating to foreign ownership of real estate.

SB 894—By Fitzwater.

An Act to repeal sections 536.300, 536.303, 536.305, 536.310, 536.315, 536.323, 536.325, and 536.328, RSMo, and to enact in lieu thereof ten new sections relating to the promotion of business development.

SB 895—By Trent.

An Act to amend chapters 67 and 534, RSMo, by adding thereto two new sections relating to landlord-tenant proceedings.

SB 896—By Trent.

An Act to repeal sections 137.122, 204.300, 204.610, 393.320, 393.1030, 393.1506, 393.1700, and 640.144, RSMo, and to enact in lieu thereof eleven new sections relating to utilities.

SB 897—By Trent.

An Act to repeal sections 347.143, 435.014, 455.010, 455.035, 455.513, 456.1-108, 475.010, 475.045, 475.050, 487.110, 488.040, 488.426, 488.2300, 491.075, 492.304, 494.455, 537.528, 559.125, 566.151, 567.030, and 595.045, RSMo, and to enact in lieu thereof fifty-one new sections relating to judicial proceedings, with penalty provisions.

SB 898—By Black.

An Act to repeal section 70.605, RSMo, and to enact in lieu thereof one new section relating to the Missouri local government employees' retirement system.

SB 899—By Black.

An Act to repeal section 210.275, RSMo, and to enact in lieu thereof one new section relating to child care providers.

SB 900—By Black.

An Act to repeal sections 221.400, 221.402, 221.405, 221.407, and 221.410, RSMo, and to enact in lieu thereof five new sections relating to regional jail districts, with an emergency clause.

SB 901—By Schroer.

An Act to amend chapter 575, RSMo, by adding thereto one new section relating to the offense of aggravated fleeing a stop or detention of a motor vehicle, with penalty provisions.

SB 902—By Schroer.

An Act to repeal sections 135.714, 161.092, 161.670, 162.996, 162.1250, 166.700, 167.031, 167.042, 167.061, 167.071, 167.600, 167.619, 210.167, 210.211, 211.031, and 452.375, RSMo, and to enact in lieu thereof twenty-five new sections relating to elementary and secondary education, with penalty provisions.

SB 903—By Schroer.

An Act to repeal section 537.058, RSMo, and to enact in lieu thereof one new section relating to settlement demands.

SB 904—By Coleman.

An Act to amend chapter 379, RSMo, by adding thereto twenty-one new sections relating to insurance for certain uses of motor vehicles, with a delayed effective date.

SB 905—By Coleman.

An Act to repeal sections 208.247, 491.075, and 492.304, RSMo, and to enact in lieu thereof five new sections relating to protection of vulnerable persons.

SB 906—By Coleman.

An Act to repeal sections 190.142, 198.082, 211.326, 337.618, 491.075, 492.304, 537.046, 566.151, 566.203, 566.206, 566.209, 566.210, 566.211, 566.215, 566.218, 567.030, and 590.050, RSMo, and to enact in lieu thereof twenty-four new sections relating to sexual exploitation of vulnerable persons, with penalty provisions.

SB 907—By Carter.

An Act to repeal section 174.231, RSMo, and to enact in lieu thereof one new section relating to missions of institutions of higher education.

SB 908—By Carter.

An Act to amend chapter 260, RSMo, by adding thereto one new section relating to the disposal of certain waste.

SB 909—By Carter.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to an individual's COVID-19 vaccination status.

SB 910—By Brown (26).

An Act to repeal sections 195.070, 334.104, and 335.019, RSMo, and to enact in lieu thereof five new sections relating to certified registered nurse anesthetists.

SB 911—By Brown (26).

An Act to repeal section 407.932, RSMo, and to enact in lieu thereof one new section relating to tobacco products.

SB 912—By Brown (26).

An Act to repeal sections 301.142 and 301.3030, RSMo, and to enact in lieu thereof two new sections relating to motor vehicles, with existing penalty provisions.

SB 913—By McCreery.

An Act to repeal sections 455.050, 455.523, 565.076, 565.227, and 571.070, RSMo, and to enact in lieu thereof five new sections relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

SB 914—By McCreery.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to parole eligibility.

SB 915—By McCreery.

An Act to amend chapter 135, RSMo, by adding thereto eighteen new sections relating to the deferral of property taxes by certain senior citizens.

SB 916—By Hoksins.

An Act to repeal sections 208.152 and 208.153, RSMo, and to enact in lieu thereof two new sections relating to MO HealthNet providers.

SB 917—By Hoskins.

An Act to repeal sections 115.013, 115.045, 115.051, 115.065, 115.225, 115.227, 115.229, 115.233, 115.235, 115.237, 115.249, 115.255, 115.257, 115.259, 115.261, 115.263, 115.265, 115.267, 115.269, 115.271, 115.273, 115.415, 115.417, 115.419, 115.421, 115.423, 115.430, 115.433, 115.436, 115.439, 115.443, 115.447, 115.456, 115.459, 115.461, 115.467, 115.469, 115.471, 115.473, 115.475, 115.477, 115.479, 115.481, 115.483, 115.495, 115.501, 115.503, 115.541, 115.585, 115.631, 115.633, and

115.655, RSMo, and to enact in lieu thereof twenty-seven new sections relating to hand counting ballots, with penalty provisions and an effective date.

SB 918—By Hoskins.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school curriculum and instruction.

SB 919—By Koenig.

An Act to repeal sections 67.1421 and 238.225, RSMo, and to enact in lieu thereof two new sections relating to votes in political subdivisions.

SB 920—By Koenig.

An Act to repeal section 160.400, RSMo, and to enact in lieu thereof one new section relating to charter schools.

SB 921—By Koenig.

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to the virtual school program.

SB 922—By Eigel.

An Act to repeal sections 71.012 and 71.015, RSMo, and to enact in lieu thereof two new sections relating to annexation by certain cities.

SB 923—By Eigel.

An Act to repeal section 105.689, RSMo, and to enact in lieu thereof three new sections relating to protecting public assets from adversarial foreign interests.

SB 924—By Eigel.

An Act to repeal sections 442.560, 442.571, and 442.591, RSMo, and to enact in lieu thereof two new sections relating to foreign ownership of real estate.

SB 925—By Crawford and Bean.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to health care benefits provided by certain organizations.

SB 926—By Crawford.

An Act to repeal sections 115.125, 115.127, 115.277, 115.284, 115.430, and 115.637, RSMo, and to enact in lieu thereof seven new sections relating to elections, with penalty provisions and an effective date.

SB 927—By Crawford.

An Act to repeal section 379.1640, RSMo, and to enact in lieu thereof one new section relating to self-service storage insurance.

SB 928—By Cierpiot.

An Act to repeal section 393.135, RSMo, and to enact in lieu thereof two new sections relating to renewable energy.

SB 929—By Cierpiot.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to elections for tax increases.

SB 930—By Cierpiot.

An Act to repeal sections 135.025 and 135.030, RSMo, and to enact in lieu thereof two new sections relating to a tax credit for the property tax liabilities of certain vulnerable persons.

SB 931—By Arthur.

An Act to repeal section 191.1145, RSMo, and to enact in lieu thereof one new section relating to telehealth services.

SB 932—By Arthur.

An Act to repeal sections 475.010 and 475.084, RSMo, and to enact in lieu thereof three new sections relating to guardianships.

SB 933—By Arthur.

An Act to repeal section 537.046, RSMo, and to enact in lieu thereof two new sections relating to liability of childhood sexual abuse.

SB 934—By Bernskoetter.

An Act to repeal section 386.050, RSMo, and to enact in lieu thereof one new section relating to commissioners of the public service commission.

SB 935—By Bernskoetter.

An Act to repeal section 287.120, RSMo, and to enact in lieu thereof one new section relating to reducing workers' compensation benefits based on marijuana usage.

SB 936—By Bernskoetter.

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to paint recycling.

SB 937—By Brown (16).

An Act to repeal sections 273.325 and 273.340, RSMo, and to enact in lieu thereof three new sections relating to pet shop operations, with penalty provisions.

SB 938—By Brown (16).

An Act to repeal section 415.415, RSMo, and to enact in lieu thereof one new section relating to self-storage.

SB 939—By Brown (16).

An Act to repeal section 251.034, RSMo, and to enact in lieu thereof one new section relating to state funds for regional planning commissions.

SB 940—By Luetkemeyer.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to contracts for work on the state highway system.

SB 941—By Luetkemeyer.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to civil actions against private contractors for conditions of certain public properties.

SB 942—By Luetkemeyer.

An Act to repeal section 238.060, RSMo, and to enact in lieu thereof one new section relating to selection of commissioners of the Kansas City area transportation authority.

SB 943—By May.

An Act to repeal section 195.080, RSMo, and to enact in lieu thereof one new section relating to opioid prescriptions.

SB 944—By May.

An Act to amend chapter 455, RSMo, by adding thereto one new section relating to extreme risk orders of protection, with penalty provisions.

SB 945—By May.

An Act to amend chapter 285, RSMo, by adding thereto six new sections relating to leave from employment.

SB 946—By Thompson Rehder.

An Act to repeal section 477.650, RSMo, and to enact in lieu thereof one new section relating to the expiration date of funding of basic civil legal services for certain persons.

SB 947—By Thompson Rehder.

An Act to repeal section 67.2677, RSMo, and to enact in lieu thereof one new section relating to video services.

SB 948—By Brattin.

An Act to repeal section 21.750, RSMo, and to enact in lieu thereof one new section relating to penalties for officers of political subdivisions, with penalty provisions.

SB 949—By Brattin.

An Act to repeal section 573.010, RSMo, and to enact in lieu thereof two new sections relating to the offense of engaging in an adult cabaret performance, with penalty provisions.

SB 950—By Brattin.

An Act to repeal section 573.550, RSMo, and to enact in lieu thereof one new section relating to the offense of providing explicit sexual material to a student, with penalty provisions.

SB 951—By Moon.

An Act to amend chapter 566, RSMo, by adding thereto one new section relating to sexual offenses.

SB 952—By Moon.

An Act to amend chapters 1 and 191, RSMo, by adding thereto two new sections relating to the right to refuse medical treatment.

SB 953—By Moon.

An Act to repeal sections 142.803 and 142.822, RSMo, and to enact in lieu thereof one new section relating to the motor fuel tax.

SB 954—By Eslinger.

An Act to repeal section 700.010, RSMo, and to enact in lieu thereof five new sections relating to manufactured housing.

SB 955—By Eslinger.

An Act to repeal sections 163.172, 168.110, 168.400, 168.500, and 173.232, RSMo, and to enact in lieu thereof five new sections relating to teacher recruitment and retention.

SB 956—By Eslinger.

An Act to repeal section 336.010, RSMo, and to enact in lieu thereof one new section relating to the practice of optometry.

SB 957—By Bean.

An Act to amend chapter 33, RSMo, by adding thereto one new section relating to education funding.

SB 958—By Bean.

An Act to repeal sections 135.305, 135.686, 135.772, 135.775, 135.778, 135.1610, 137.1018, 348.436, 348.491, and 348.493, RSMo, and to enact in lieu thereof ten new sections relating to agricultural tax credits.

SB 959—By Beck.

An Act to repeal sections 160.400, 160.405, 160.410, and 160.415, RSMo, and to enact in lieu thereof four new sections relating to charter school management.

SB 960—By Beck.

An Act to repeal section 407.1500, RSMo, and to enact in lieu thereof one new section relating to the safekeeping of personal information, with an existing penalty provision.

SB 961—By Beck.

An Act to amend chapter 407, RSMo, by adding thereto two new sections relating to material harmful to minors, with penalty provisions.

SB 962—By Razer.

An Act to repeal sections 92.105, 92.111, and 92.115, RSMo, and to enact in lieu thereof three new sections relating to earnings tax.

SB 963—By Razer.

An Act to repeal sections 407.1095, 407.1098, 407.1101, 407.1104, 407.1107, and 407.1110, RSMo, and to enact in lieu thereof six new sections relating to telephone solicitations to businesses.

SB 964—By Razer.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Chris Sifford Day in Missouri.

SB 965—By Roberts.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to a sales tax for special educational services.

SB 966—By Roberts.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to a property tax for special educational services.

SB 967—By Roberts.

An Act to repeal section 163.011, RSMo, and to enact in lieu thereof one new section relating to the calculation of weighted average daily attendance.

SB 968—By Washington.

An Act to amend chapter 487, RSMo, by adding thereto one new section relating to use of marijuana by family court participants.

SB 969—By Washington.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to discriminatory practices.

SB 970—By Washington.

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to a tax credit for the purchase of blighted property.

SB 971—By Mosley.

An Act to repeal sections 571.070 and 571.080, RSMo, and to enact in lieu thereof three new sections relating to firearms, with penalty provisions.

SB 972—By Mosley.

An Act to repeal sections 452.340, 452.375, 452.377, 452.780, 453.110, and 475.060, RSMo, and to enact in lieu thereof six new sections relating to child custody, with penalty provisions.

SB 973—By Mosley.

An Act to amend chapter 208, RSMo, by adding thereto one new section relating to the supplemental nutrition assistance program.

SB 974—By Fitzwater.

An Act to amend chapter 171, RSMo, by adding thereto one new section relating to the physical privacy of students.

SB 975—By Fitzwater.

An Act to repeal section 137.100, RSMo, and to enact in lieu thereof one new section relating to a property tax exemption for certain child care facilities, with a contingent effective date.

SB 976—By Fitzwater.

An Act to amend chapter 161, RSMo, by adding thereto two new sections relating to technological education in public schools.

SB 977—By Trent.

An Act to amend chapter 507, RSMo, by adding thereto one new section relating to foreign funding of legal actions.

SB 978—By Trent.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to payments for prescription drugs, with penalty provisions.

SB 979—By Trent.

An Act to amend chapter 71, RSMo, by adding thereto one new section relating to annexation by certain charter cities.

SB 980—By Black.

An Act to amend chapters 34 and 431, RSMo, by adding thereto two new sections relating to prohibited business practices of entities doing business in this state.

SB 981—By Black.

An Act to repeal sections 260.500 and 644.016, RSMo, and to enact in lieu thereof two new sections relating to waters of the state.

SB 982—By Black.

An Act to repeal section 640.144, RSMo, and to enact in lieu thereof one new section relating to the hydrant inspection program.

SB 983—By Schroer.

An Act to amend chapter 376, RSMo, by adding thereto five new sections relating to prior authorization of health care services.

SB 984—By Schroer.

An Act to amend chapter 195, RSMo, by adding thereto one new section relating to intoxicating cannabinoids.

SB 985—By Schroer.

An Act to repeal section 442.404, RSMo, and to enact in lieu thereof one new section relating to binding agreements running with land, with existing penalty provisions.

SB 986—By Coleman.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to payment for health care services, with penalty provisions.

SB 987—By Coleman.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to awards for noneconomic damages.

SB 988—By Coleman.

An Act to repeal section 456.950, RSMo, and to enact in lieu thereof one new section relating to qualified spousal trusts.

SB 989—By Carter.

An Act to repeal section 563.016, RSMo, and to enact in lieu thereof one new section relating to abolishing civil actions when self-defense is justified.

SB 990—By Carter.

An Act to repeal section 301.142, RSMo, and to enact in lieu thereof one new section relating to transportation for disabled persons, with existing penalty provisions.

SB 991—By Carter.

An Act to repeal sections 208.080 and 208.156, RSMo, and to enact in lieu thereof two new sections relating to MO HealthNet.

SB 992—By Brown (26).

An Act to amend chapter 311, RSMo, by adding thereto one new section relating to delivery of intoxicating liquor.

SB 993—By Brown (26).

An Act to repeal section 92.120, RSMo, and to enact in lieu thereof one new section relating to earnings tax.

SB 994—By Brown (26).

An Act to amend chapter 71, RSMo, by adding thereto one new section relating to permits for development of real property from political subdivisions.

SB 995—By McCreery.

An Act to repeal sections 192.2405 and 210.115, RSMo, and to enact in lieu thereof six new sections relating to reporting of abuse and neglect, with penalty provisions.

SB 996—By McCreery.

An Act to repeal section 568.045, RSMo, and to enact in lieu thereof one new section relating to the offense of endangering the welfare of a child, with penalty provisions.

SB 997—By McCreery.

An Act to repeal sections 579.040 and 579.076, RSMo, and to enact in lieu thereof two new sections relating to distributors of hypodermic needles, with existing penalty provisions.

SB 998—By Hoskins.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to seizure of firearms.

SB 999—By Hoskins.

An Act to repeal section 67.2677, RSMo, and to enact in lieu thereof one new section relating to video service providers.

SB 1000—By Hoskins.

An Act to repeal section 99.1205, RSMo, and to enact in lieu thereof one new section relating to a tax credit for the acquisition of certain properties.

SB 1001—By Koenig.

An Act to repeal sections 138.060, 138.434, and 139.031, RSMo, and to enact in lieu thereof four new sections relating to property taxes.

SB 1002—By Koenig.

An Act to repeal sections 167.029 and 167.181, RSMo, and to enact in lieu thereof two new sections relating to health policies implemented in public schools.

SB 1003—By Koenig.

An Act to repeal section 116.080, RSMo, and to enact in lieu thereof one new section relating to petition circulators, with penalty provisions.

SB 1004—By Eigel.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to the seizure of firearms, with penalty provisions and an emergency clause.

SB 1005—By Eigel.

An Act to repeal section 161.020, RSMo, and to enact in lieu thereof one new section relating to abolishing the department of elementary and secondary education.

SB 1006—By Eigel.

An Act to repeal sections 160.400, 160.425, 160.518, 160.522, 161.092, and 163.042, RSMo, and to enact in lieu thereof seven new sections relating to elementary and secondary education.

SB 1007—By Crawford.

An Act to repeal sections 214.330, 469.401, 469.402, 469.403, 469.405, 469.409, 469.411, 469.413, 469.415, 469.417, 469.419, 469.421, 469.423, 469.425, 469.427, 469.429, 469.431, 469.432, 469.433, 469.435, 469.437, 469.439, 469.441, 469.443, 469.445, 469.447, 469.449, 469.451, 469.453, 469.455, 469.457, 469.459, 469.461, 469.463, 469.465, and 469.467, RSMo, and to enact in lieu thereof forty-eight new sections relating to trust and estate administration.

SB 1008—By Crawford.

An Act to repeal sections 226.540 and 226.550, RSMo, and to enact in lieu thereof two new sections relating to outdoor advertising.

SB 1009—By Cierpiot.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to the assessment of real property.

SB 1010—By Cierpiot.

An Act to repeal section 143.1160, RSMo, and to enact in lieu thereof one new section relating to a tax deduction for savings accounts for long-term care.

SB 1011—By Cierpiot.

An Act to repeal sections 115.607 and 115.615, RSMo, and to enact in lieu thereof two new sections relating to county political party committees, with an effective date.

SB 1012—By Arthur.

An Act to repeal section 208.247, RSMo, and to enact in lieu thereof three new sections relating to protection of vulnerable persons.

SB 1013—By Arthur.

An Act to repeal section 173.232, RSMo, and to enact in lieu thereof one new section relating to teacher recruitment and retention.

SB 1014—By Arthur.

An Act to repeal sections 163.172 and 168.500, RSMo, and to enact in lieu thereof two new sections relating to compensation of public school teachers.

SB 1015—By Bernskoetter.

An Act to repeal section 301.469, RSMo, and to enact in lieu thereof one new section relating to Missouri conservation heritage foundation license plates.

SB 1016—By Bernskoetter.

An Act to repeal section 301.560, RSMo, and to enact in lieu thereof one new section relating to motor vehicle dealers.

SB 1017—By Bernskoetter.

An Act to repeal sections 291.010, 291.020, 291.030, 291.040, 291.050, 291.060, 291.065, 291.070, 291.080, 291.120, 291.130, 291.140, and 291.150, RSMo, relating to repealing provisions of law regulating industrial inspections.

SB 1018—By Brown (16).

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to telecommunication companies.

SB 1019—By Brown (16).

An Act to repeal section 610.021, RSMo, and to enact in lieu thereof one new section relating to the closure of certain park records.

SB 1020—By Luetkemeyer.

An Act to amend chapter 566, RSMo, by adding thereto one new section relating to the offense of trafficking a child sex doll, with penalty provisions.

SB 1021—By May.

An Act to amend chapter 313, RSMo, by adding thereto six new sections relating to video lottery, with penalty provisions.

SB 1022—By May.

An Act to repeal section 163.011, RSMo, and to enact in lieu thereof one new section relating to the calculation of weighted average daily attendance.

SB 1023—By May.

An Act to repeal section 488.426, RSMo, and to enact in lieu thereof one new section relating to court filing surcharges.

SB 1024—By Brattin.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to classroom discussions about gender identity and sexual orientation in certain grade levels.

SB 1025—By Brattin.

An Act to repeal sections 115.013, 115.163, 115.179, 115.181, 115.193, and 115.221, RSMo, and to enact in lieu thereof six new sections relating to the maintenance of voter registration records.

SB 1026—By Brattin.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to child custody.

SB 1027—By Moon.

An Act to repeal sections 142.815, 142.822, and 142.824, RSMo, and to enact in lieu thereof three new sections relating to exemptions from motor fuel tax.

SB 1028—By Moon.

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the sole purpose of establishing gold and silver as legal tender in payment of debts.

SB 1029—By Moon.

An Act to repeal section 143.071, RSMo, and to enact in lieu thereof one new section relating to corporate income taxes.

SB 1030—By Eslinger.

An Act to repeal sections 334.031 and 334.035, RSMo, and to enact in lieu thereof two new sections relating to licensure of physicians.

SB 1031—By Eslinger.

An Act to amend chapter 537, RSMo, by adding thereto three new sections relating to civil actions for public nuisances.

SB 1032—By Eslinger.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to cardiac emergency response plans.

SB 1033—By Beck.

An Act to repeal sections 455.050, 455.523, 565.076, 565.227, and 571.070, RSMo, and to enact in lieu thereof five new sections relating to unlawful possession of firearms, with penalty provisions and an emergency clause.

SB 1034—By Beck.

An Act to repeal sections 571.060 and 571.070, RSMo, and to enact in lieu thereof two new sections relating to firearms, with penalty provisions.

SB 1035—By Beck.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to payments for prescription drugs, with penalty provisions.

SB 1036—By Razer.

An Act to repeal sections 67.3000 and 67.3005, RSMo, and to enact in lieu thereof two new sections relating to tax credits for certain sporting events.

SB 1037—By Razer.

An Act to repeal sections 49.020, 51.050, 52.010, 53.010, 54.040, 55.010, 55.060, 56.010, 57.010, 58.030, 59.021, 60.010, 77.040, 79.070, and 79.080, RSMo, and to enact in lieu thereof seventeen new sections relating to public officers.

SB 1038—By Razer.

An Act to repeal section 142.869, RSMo, and to enact in lieu thereof three new sections relating to electric motor vehicles.

SB 1039—By Roberts.

An Act to amend chapter 37, RSMo, by adding thereto four new sections relating to the Missouri geospatial advisory council.

SB 1040—By Roberts.

An Act to repeal sections 210.160 and 211.211, RSMo, and to enact in lieu thereof two new sections relating to legal representation in certain court proceedings involving children.

SB 1041—By Roberts.

An Act to repeal sections 32.115 and 135.460, RSMo, and to enact in lieu thereof two new sections relating to benevolent tax credits.

SB 1042—By Washington.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to providing services to homeless persons.

SB 1043—By Washington.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to a pilot project for increasing children's access to incarcerated mothers.

SB 1044—By Washington.

An Act to amend chapter 571, RSMo, by adding thereto one new section relating to the offense of unlawful possession of a handgun, with penalty provisions.

SB 1045—By Mosley.

An Act to repeal section 235.140, RSMo, and to enact in lieu thereof one new section relating to the election of board members for street light maintenance districts.

SB 1046—By Mosley.

An Act to repeal section 376.1222, RSMo, and to enact in lieu thereof one new section relating to insurance coverage of prostheses.

SB 1047—By Mosley.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage of genetic screenings for cancer risk.

SB 1048—By Fitzwater.

An Act to repeal sections 29.235, 52.150, 374.250, and 610.021, RSMo, and to enact in lieu thereof five new sections relating to the powers of the state auditor.

SB 1049—By Fitzwater.

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to assessment of virtual school students.

SB 1050—By Fitzwater.

An Act to amend chapter 408, RSMo, by adding thereto one new section relating to digital mining.

SB 1051—By Trent.

An Act to repeal sections 160.410, 163.161, 167.020, and 167.151, RSMo, and to enact in lieu thereof thirteen new sections relating to admission of nonresident pupils, with a delayed effective date for certain sections and existing penalty provisions.

SB 1052—By Trent.

An Act to repeal sections 333.041 and 333.042, RSMo, and to enact in lieu thereof two new sections relating to embalmers and funeral directors, with a delayed effective date.

SB 1053—By Trent.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to dietitians.

SB 1054—By Black.

An Act to repeal section 262.217, RSMo, and to enact in lieu thereof one new section relating to the state fair commission.

SB 1055—By Black.

An Act to amend chapter 404, RSMo, by adding thereto eleven new sections relating to the appointment of a designated health care decision-maker.

SB 1056—By Black.

An Act to repeal section 173.2553, and to enact in lieu thereof one new section relating to grants for postsecondary education.

SB 1057—By Schroer.

An Act to repeal sections 294.022, 294.024, 294.027, 294.045, 294.051, 294.054, 294.060, and 294.080, RSMo, and to enact in lieu thereof two new sections relating to child employment.

SB 1058—By Schroer.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to advanced practice registered nurses.

SB 1059—By Schroer.

An Act to repeal sections 163.031, 163.043, 163.044, 165.011, and 165.051, RSMo, and to enact in lieu thereof eight new sections relating to an education intervention task force.

SB 1060—By Coleman.

An Act to repeal section 135.341, RSMo, and to enact in lieu thereof two new sections relating to tax credits.

SB 1061—By Coleman.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to prohibiting public entities from entering into contracts with companies engaged in economic boycotts.

SB 1062—By Coleman.

An Act to repeal section 144.014, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for food.

SB 1063—By Carter.

An Act to repeal section 537.046, RSMo, and to enact in lieu thereof two new sections relating to liability of childhood sexual abuse.

SB 1064—By Carter.

An Act to repeal section 196.050, RSMo, and to enact in lieu thereof one new section relating to food labeling.

SB 1065—By Carter.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to the career-tech certificate program.

SB 1066—By Brown (26).

An Act to repeal section 290.528, RSMo, and to enact in lieu thereof one new section relating to the preemption of local ordinances involving employment law.

SB 1067—By Brown (26).

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of infrastructure.

SB 1068—By Brown (26).

An Act to repeal sections 162.261, 162.481, and 162.601, RSMo, and to enact in lieu thereof four new sections relating to school board information.

SB 1069—By McCreery.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof ten new sections relating to leave from employment, with a referendum clause.

SB 1070—By McCreery.

An Act to amend chapter 565, RSMo, by adding thereto one new section relating to a cyber crimes task force.

SB 1071—By McCreery.

An Act to repeal sections 367.515, 408.500, 408.505, and 408.510, RSMo, and to enact in lieu thereof six new sections relating to small loans, with penalty provisions and a referendum clause.

SB 1072—By Hoskins.

An Act to repeal section 1.310, RSMo, and to enact in lieu thereof one new section relating to implementation of federal programs.

SB 1073—By Hoskins.

An Act to repeal section 215.020, RSMo, and to enact in lieu thereof one new section relating to the Missouri housing development commission.

SB 1074—By Hoskins.

An Act to repeal section 100.265, RSMo, and to enact in lieu thereof one new section relating to the Missouri development finance board.

SB 1075—By Koenig.

An Act to repeal sections 178.786, 178.787, and 178.788, RSMo, and to enact in lieu thereof three new sections relating to higher education transfer practices.

SB 1076—By Koenig.

An Act to repeal section 116.160, RSMo, and to enact in lieu thereof one new section relating to ballot summaries prepared by the general assembly.

SB 1077—By Koenig.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to public contracts.

SB 1078—By Cierpiot.

An Act to repeal section 115.615, RSMo, and to enact in lieu thereof one new section relating to county political party committees, with an effective date.

SB 1079—By Cierpiot.

An Act to repeal section 164.151, RSMo, and to enact in lieu thereof one new section relating to ballot language for certain debt service tax levies.

SB 1080—By Arthur.

An Act to repeal section 163.011, RSMo, and to enact in lieu thereof one new section relating to defined terms in the public school funding formula.

SB 1081—By Arthur.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to cardiac emergency response plans.

SB 1082—By Arthur.

An Act to repeal section 167.227, RSMo, and to enact in lieu thereof one new section relating to attendance in public school district summer school programs.

SB 1083—By May.

An Act to amend chapter 313, RSMo, by adding thereto seven new sections relating to video lottery, with penalty provisions.

SB 1084—By Brattin.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to obscene websites.

SB 1085—By Brattin.

An Act to repeal sections 67.308, 167.181, 210.003, and 213.055, RSMo, and to enact in lieu thereof five new sections relating to COVID-19 vaccination mandates, with an emergency clause.

SB 1086—By Brattin.

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to property taxes.

SB 1087—By Moon.

An Act to repeal sections 197.300, 197.305, 197.310, 197.311, 197.312, 197.315, 197.316, 197.318, 197.320, 197.325, 197.326, 197.327, 197.330, 197.335, 197.340, 197.345, 197.355, 197.357, 197.366, 197.367, 197.705, 198.530, 208.169, and 354.095, RSMo, and to enact in lieu thereof four new sections relating to certificates of need.

SB 1088—By Moon.

An Act to repeal section 558.019, RSMo, and to enact in lieu thereof one new section relating to minimum prison terms.

SB 1089—By Moon.

An Act to repeal section 542.296, RSMo, and to enact in lieu thereof one new section relating to searches and seizures by law enforcement officers.

SB 1090—By Eslinger.

An Act to repeal section 386.890, RSMo, and to enact in lieu thereof one new section relating to net metering.

SB 1091—By Eslinger.

An Act to repeal sections 67.547 and 67.582, RSMo, and to enact in lieu thereof two new sections relating to sales taxes.

SB 1092—By Eslinger.

An Act to repeal section 537.046, RSMo, and to enact in lieu thereof two new sections relating to liability of childhood sexual abuse.

SB 1093—By Beck.

An Act to amend chapter 389, RSMo, by adding thereto one new section relating to railroad freight transport, with penalty provisions.

SB 1094—By Beck.

An Act to amend chapter 389, RSMo, by adding thereto one new section relating to trains carrying hazardous material, with penalty provisions.

SB 1095—By Razer.

An Act to repeal sections 188.015 and 188.017, RSMo, and to enact in lieu thereof two new sections relating to abortion, with existing penalty provisions.

SB 1096—By Roberts.

An Act to repeal section 435.014, RSMo, and to enact in lieu thereof five new sections relating to alternative dispute resolution.

SB 1097—By Roberts.

An Act to amend chapter 314, RSMo, by adding thereto four new sections relating to certificates of exemplary conduct and good moral character issued by a court.

SB 1098—By Roberts.

An Act to amend chapters 217 and 221, RSMo, by adding thereto two new sections relating to inmate domestic phone call fees.

SB 1099—By Washington.

An Act to amend chapters 171 and 173, RSMo, by adding thereto two new sections relating to student journalists.

SB 1100—By Washington.

An Act to amend chapter 571, RSMo, by adding thereto one new section relating to firearms, with a penalty provision.

SB 1101—By Washington.

An Act to repeal section 571.107, RSMo, and to enact in lieu thereof one new section relating to concealed firearms, with penalty provisions.

SB 1102—By Mosley.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage for cancer treatments.

SB 1103—By Mosley.

An Act to repeal section 160.516, RSMo, and to enact in lieu thereof two new sections relating to the history curriculum in public schools.

SB 1104—By Mosley.

An Act to repeal sections 162.081 and 162.083, RSMo, and to enact in lieu thereof two new sections relating to special administrative boards.

SB 1105—By Fitzwater.

An Act to repeal sections 338.015, 376.387, and 376.388, RSMo, and to enact in lieu thereof three new sections relating to payments for prescription drugs.

SB 1106—By Fitzwater.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to cost-sharing under health benefit plans.

SB 1107—By Fitzwater.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to ensuring cloud computing capabilities on state information technology.

SB 1108—By Trent.

An Act to amend chapter 375, RSMo, by adding thereto twelve new sections relating to insurance companies' data security.

SB 1109—By Trent.

An Act to repeal sections 301.064, 301.120, and 301.130, RSMo, and to enact in lieu thereof three new sections relating to registration of motor vehicles.

SB 1110—By Trent.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to the liability of employers for negligent hiring.

SB 1111—By Black.

An Act to amend chapter 192, RSMo, by adding thereto six new sections relating to prescribed pediatric extended care facilities.

SB 1112—By Black.

An Act to repeal section 251.034, RSMo, and to enact in lieu thereof one new section relating to state funds for regional planning commissions.

SB 1113—By Black.

An Act to repeal section 105.688, RSMo, and to enact in lieu thereof two new sections relating to public employee retirement systems.

SB 1114—By Schroer.

An Act to amend chapter 387, RSMo, by adding thereto one new section relating to transportation network companies.

SB 1115—By Schroer.

An Act to repeal sections 211.141, 556.061, 558.016, 558.019, 571.015, 571.070, 574.010, 574.040, 574.050, 574.060, 574.070, and 610.130, RSMo, and to enact in lieu thereof thirteen new sections relating to criminal laws, with penalty provisions.

SB 1116—By Schroer.

An Act to amend chapter 324, RSMo, by adding thereto nine new sections relating to statewide mechanical contractor licenses, with penalty provisions.

SB 1117—By Coleman.

An Act to repeal sections 563.016, 563.031, 571.010, 571.020, 571.030, 571.101, 571.104, 571.107, 571.205, 571.210, 571.215, 577.703, and 577.712, RSMo, and to enact in lieu thereof seventeen new sections relating to public safety, with penalty provisions.

SB 1118—By Coleman.

An Act to repeal section 166.700, RSMo, and to enact in lieu thereof one new section relating to educational scholarships.

SB 1119—By Coleman.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to sales tax exemptions.

SB 1120—By Carter.

An Act to repeal sections 115.105, 115.123, 115.351, 115.776, and 115.904, RSMo, and to enact in lieu thereof thirteen new sections relating to the presidential preference primary election, with an effective date.

SB 1123—By Brown (26).

An Act to repeal sections 160.400 and 160.425, RSMo, and to enact in lieu thereof three new sections relating to charter schools.

SB 1124—By Brown (26).

An Act to repeal section 182.645, RSMo, and to enact in lieu thereof one new section relating to consolidated public library districts.

SB 1125—By Brown (26).

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to prohibiting ideological discrimination in postsecondary education.

SB 1126—By McCreery.

An Act to repeal section 290.502, RSMo, and to enact in lieu thereof one new section relating to the minimum wage rate.

SB 1127—By McCreery.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain vitamins.

SB 1128—By McCreery.

An Act to repeal section 338.010, RSMo, and to enact in lieu thereof two new sections relating to contraceptives.

SB 1129—By Hoskins.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to a sales tax exemption for electricity.

SB 1130—By Hoskins.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for boat docks.

SB 1131—By Hoskins.

An Act to repeal section 143.436, RSMo, and to enact in lieu thereof one new section relating to the taxation of pass-through entities.

SB 1132—By Koenig.

An Act to amend chapter 92, RSMo, by adding thereto one new section relating to earnings tax.

SB 1133—By Koenig.

An Act to repeal section 211.221, RSMo, and to enact in lieu thereof one new section relating to child placement.

SB 1134—By Koenig.

An Act to repeal sections 105.963, 130.011, 130.021, 130.034, 130.036, 130.041, 130.056, and 347.163, RSMo, and to enact in lieu thereof eight new sections relating to campaign finance, with penalty provisions.

SB 1135—By Arthur.

An Act to repeal sections 188.015, 188.017, 188.026, 188.038, 188.052, 188.056, 188.057, 188.058, and 188.375, RSMo, and to enact in lieu thereof two new sections relating to abortion, with an emergency clause.

SB 1136—By Arthur.

An Act to repeal sections 115.133, 115.155, and 115.161, RSMo, and to enact in lieu thereof five new sections relating to voting accessibility for persons with disabilities, with an effective date.

SB 1137—By Arthur.

An Act to repeal section 210.516, RSMo, and to enact in lieu thereof one new section relating to the licensure of homes for children.

SB 1138—By Brattin.

An Act to repeal sections 67.307, 285.530, and 577.675, RSMo, and to enact in lieu thereof three new sections relating to illegal aliens, with existing penalty provisions.

SB 1139—By Brattin.

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

SB 1140—By Brattin.

An Act to repeal sections 115.137, 115.168, 115.225, 115.249, 115.279, 115.287, 115.327, 115.349, 115.351, 115.363, 115.395, 115.397, 115.409, and 115.429, RSMo, and to enact in lieu thereof fifteen new sections relating to elections, with an effective date for certain sections.

SB 1141—By Moon.

An Act to repeal section 536.037, RSMo, and to enact in lieu thereof two new sections relating to state enforcement of federal regulations.

SB 1142—By Moon.

An Act to amend chapters 30 and 34, RSMo, by adding thereto two new sections relating to public contracts.

SB 1143—By Moon.

An Act to repeal section 143.011, RSMo, and to enact in lieu thereof two new sections relating to taxation.

SB 1144—By Eslinger.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Emmett Kelly Day in Missouri.

SB 1145—By Eslinger.

An Act to repeal section 452.375, RSMo, and to enact in lieu thereof one new section relating to custody of in vitro human embryos.

SB 1146—By Eslinger.

An Act to repeal section 563.031, RSMo, and to enact in lieu thereof one new section relating to self-defense.

SB 1147—By Roberts.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to parole eligibility.

SB 1148—By Roberts.

An Act to repeal section 600.063, RSMo, and to enact in lieu thereof one new section relating to the caseload of public defenders.

SB 1149—By Roberts.

An Act to repeal section 139.052, RSMo, and to enact in lieu thereof one new section relating to the payment of delinquent property taxes.

SB 1150—By Washington.

An Act to amend chapter 590, RSMo, by adding thereto three new sections relating to reporting requirements of law enforcement agencies.

SB 1151—By Washington.

An Act to repeal sections 544.190 and 563.046, RSMo, and to enact in lieu thereof three new sections relating to use of force by law enforcement officers, with penalty provisions.

SB 1152—By Washington.

An Act to repeal sections 610.120 and 610.140, RSMo, and to enact in lieu thereof two new sections relating to criminal records.

SB 1153—By Mosley.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school safety assessments.

SB 1154—By Mosley.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to school meals.

SB 1155—By Mosley.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to the CTF medical alert system, with penalty provisions.

SB 1156—By Fitzwater.

An Act to repeal section 301.560, RSMo, and to enact in lieu thereof one new section relating to vehicle dealers.

SB 1157—By Fitzwater.

An Act to repeal section 105.669, RSMo, and to enact in lieu thereof one new section relating to retirement benefits for public officers.

SB 1158—By Fitzwater.

An Act to amend chapter 37, RSMo, by adding thereto one new section relating to the use of certain technology on state-owned devices.

SB 1159—By Trent.

An Act to repeal section 393.135, RSMo, and to enact in lieu thereof two new sections relating to renewable energy.

SB 1160—By Trent.

An Act to repeal section 386.890, RSMo, and to enact in lieu thereof one new section relating to net metering.

SB 1161—By Trent.

An Act to amend chapter 610, RSMo, by adding thereto four new sections relating to expungement.

SB 1162—By Black.

An Act to repeal sections 579.097 and 579.101, RSMo, and to enact in lieu thereof two new sections relating to the inhalation of substances, with penalty provisions.

SB 1163—By Black.

An Act to repeal sections 163.172, 168.110, 168.400, 168.500, and 173.232, RSMo, and to enact in lieu thereof five new sections relating to teacher recruitment and retention.

SB 1164—By Black.

An Act to amend chapter 33, RSMo, by adding thereto one new section relating to education funding.

SB 1165—By Schroer.

An Act to repeal section 195.017, RSMo, and to enact in lieu thereof two new sections relating to marijuana, with a penalty provision.

SB 1166—By Schroer.

An Act to repeal sections 70.441, 571.107, 577.703, and 577.712, RSMo, and to enact in lieu thereof four new sections relating to firearms on public transportation systems, with penalty provisions.

SB 1167—By Coleman.

An Act to amend chapter 386, RSMo, by adding thereto one new section relating to rights of utility customers.

SB 1168—By Coleman.

An Act to repeal sections 190.839, 198.439, 208.152, 208.153, 208.164, 208.437, 208.480, 208.659, 338.550, and 633.401, RSMo, and to enact in lieu thereof nine new sections relating to health care.

SB 1169—By Coleman.

An Act to repeal section 565.030, RSMo, and to enact in lieu thereof one new section relating to jury instructions for the offense of murder in the first degree.

SB 1170—By Carter.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to free speech policies at higher education institutions.

SB 1172—By Brown (26).

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to electric vehicle charging station requirements.

SB 1173—By McCreery.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to reports by members of the general assembly to the Missouri ethics commission.

SB 1174—By McCreery.

An Act to repeal section 135.341, RSMo, and to enact in lieu thereof one new section relating to a tax credit for contributions to certain child advocacy organizations.

SB 1175—By McCreery.

An Act to repeal section 32.115, RSMo, and to enact in lieu thereof one new section relating to a tax credit for neighborhood assistance programs.

SB 1176—By Hoskins.

An Act to amend chapter 311, RSMo, by adding thereto one new section relating to delivery of intoxicating liquor.

SB 1177—By Hoskins.

An Act to repeal section 311.332, RSMo, and to enact in lieu thereof one new section relating to wholesalers licensed to sell intoxicating liquor.

SB 1178—By Hoskins.

An Act to amend chapter 348, RSMo, by adding thereto two new sections relating to tax credits for investments in certain Missouri businesses.

SB 1179—By Koenig.

An Act to repeal sections 32.115 and 135.460, RSMo, and to enact in lieu thereof two new sections relating to benevolent tax credits.

SB 1180—By Koenig.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof two new sections relating to a sales tax exemption for certain medical devices.

SB 1181—By Koenig.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to discussion of certain concepts in public schools.

SB 1182—By Arthur.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage for prescription insulin drugs.

SB 1183—By Arthur.

An Act to repeal sections 455.050, 455.523, 565.076, and 571.070, RSMo, and to enact in lieu thereof four new sections relating to the unlawful possession of firearms, with penalty provisions.

SB 1184—By Arthur.

An Act to repeal sections 59.319 and 215.036, RSMo, and to enact in lieu thereof two new sections relating to the Missouri housing trust fund.

SB 1185—By Brattin.

An Act to repeal section 191.1720, RSMo, and to enact in lieu thereof one new section relating to gender transition.

SB 1186—By Moon.

An Act to amend chapter 196, RSMo, by adding thereto three new sections relating to required disclosures for certain products.

SB 1187—By Moon.

An Act to repeal sections 67.2540, 226.531, and 573.010, RSMo, and to enact in lieu thereof three new sections relating to sexually oriented businesses, with penalty provisions.

SB 1188—By Moon.

An Act to repeal sections 354.535 and 376.386, RSMo, and to enact in lieu thereof two new sections relating to cost-sharing for prescription drugs.

SB 1189—By Eslinger.

An Act to repeal sections 56.066, 56.151, 56.200, 56.230, 56.240, 56.245, 56.363, 56.807, and 56.809, RSMo, and section 56.067 as enacted by senate bill no. 672, ninety-seventh general assembly, second

regular session, and section 56.265 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, and to enact in lieu thereof ten new sections relating to prosecuting attorneys, with a delayed effective date for a certain section.

SB 1190—By Eslinger.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to cost-sharing under health benefit plans.

SB 1191—By Roberts.

An Act to repeal section 571.030, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful use of weapons, with penalty provisions.

SB 1192—By Roberts.

An Act to amend chapter 590, RSMo, by adding thereto two new sections relating to grants for nonprofit organizations at risk for terrorist attacks.

SB 1193—By Roberts.

An Act to amend chapter 290, RSMo, by adding thereto one new section relating to inquiries of wage ranges, with penalty provisions.

SB 1194—By Washington.

An Act to amend chapter 610, RSMo, by adding thereto five new sections relating to expungement.

SB 1195—By Washington.

An Act to repeal sections 217.703 and 559.036, RSMo, and to enact in lieu thereof one new section relating to earned discharge from probation, with existing penalty provisions.

SB 1196—By Washington.

An Act to repeal section 37.020, RSMo, and to enact in lieu thereof seven new sections relating to state contracts.

SB 1197—By Mosley.

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to Missouri veterans' homes.

SB 1198—By Mosley.

An Act to repeal section 510.120, RSMo, and to enact in lieu thereof one new section relating to automatic stays of proceedings for members of the general assembly.

SB 1199—By Trent.

An Act to repeal sections 115.133 and 561.026, RSMo, and to enact in lieu thereof two new sections relating to qualifications to vote, with existing penalty provisions and an effective date.

SB 1200—By Trent.

An Act to amend chapter 557, RSMo, by adding thereto one new section relating to a driving while intoxicated diversion program.

SB 1201—By Trent.

An Act to repeal section 490.715, RSMo, and to enact in lieu thereof one new section relating to payments for tort liability to insurers.

SB 1202—By Black.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for contributions to certain benevolent organizations.

SB 1203—By Coleman.

An Act to amend chapter 162, RSMo, by adding thereto one new section relating to transparency of certain materials in elementary and secondary education institutions.

SB 1204—By McCreery.

An Act to amend chapter 386, RSMo, by adding thereto two new sections relating to electric service interruption.

SB 1205—By McCreery.

An Act to repeal section 67.2720, RSMo, and to enact in lieu thereof one new section relating to a task force on video services.

SB 1206—By McCreery.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to electric vehicle tax credits.

SB 1207—By Hoskins.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a work opportunity tax credit.

SB 1208—By Koenig.

An Act to repeal section 161.092, RSMo, and to enact in lieu thereof one new section relating to the state board of education.

SB 1209—By Arthur.

An Act to repeal sections 337.035, 337.330, 337.525, 337.630, and 337.730, RSMo, and to enact in lieu thereof five new sections relating to conversion therapy for minors.

SB 1210—By Arthur.

An Act to repeal section 99.805, RSMo, and to enact in lieu thereof one new section relating to tax increment financing.

SB 1211—By Arthur.

An Act to repeal section 306.220, RSMo, and to enact in lieu thereof one new section relating to personal flotation devices, with penalty provisions.

SB 1212—By Moon.

An Act to amend chapter 197, RSMo, by adding thereto two new sections relating to hospital price transparency laws.

SB 1213—By Moon.

An Act to repeal sections 338.015, 376.387, and 376.388, RSMo, and to enact in lieu thereof six new sections relating to payments for prescription drugs, with penalty provisions.

SB 1214—By Moon.

An Act to repeal section 142.822, RSMo, and to enact in lieu thereof one new section relating to taxation of motor fuel.

SB 1215—By Roberts.

An Act to repeal section 332.071, RSMo, and to enact in lieu thereof two new sections relating to vaccine administration by dentists.

SB 1216—By Washington.

An Act to amend chapter 557, RSMo, by adding thereto one new section relating to a driving while intoxicated diversion program.

SB 1217—By Washington.

An Act to repeal sections 620.484, 620.490, 620.511, 620.512, and 620.513, RSMo, and to enact in lieu thereof six new sections relating to the department of higher education and workforce development.

SB 1218—By Washington.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to parole eligibility.

SB 1219—By Trent.

An Act to repeal sections 137.010, 137.080, and 137.115, RSMo, and to enact in lieu thereof three new sections relating to the assessment of solar property.

SB 1220—By Trent.

An Act to repeal sections 488.040 and 494.555, RSMo, and to enact in lieu thereof two new sections relating to the compensation of jurors.

SB 1221—By Trent.

An Act to repeal section 456.1-408, RSMo, and to enact in lieu thereof fifteen new sections relating to estate planning.

SB 1222—By Arthur.

An Act to amend chapter 376, RSMo, by adding thereto two new sections relating to health insurance coverage of maternity services.

SB 1223—By Arthur.

An Act to repeal section 595.209, RSMo, and to enact in lieu thereof one new section relating to rights of certain crime victims.

SB 1224—By Moon.

An Act to repeal sections 12.010, 12.025, 12.027, 12.030, 12.050, and 95.525, RSMo, and to enact in lieu thereof four new sections relating to the acquisition of land by the United States government.

SB 1225—By Moon.

An Act to repeal section 143.161, RSMo, and to enact in lieu thereof one new section relating to an income tax exemption for certain dependents.

SB 1226—By Moon.

An Act to repeal sections 44.010, 44.032, and 44.100, RSMo, and to enact in lieu thereof three new sections relating to emergency powers.

SB 1227—By Washington.

An Act to repeal sections 559.016 and 559.600, RSMo, and to enact in lieu thereof two new sections relating to probation and parole for certain offenders.

SB 1228—By Washington.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to electric vehicle tax credits.

SB 1229—By Washington.

An Act to repeal sections 211.071 and 217.345, RSMo, and to enact in lieu thereof three new sections relating to the certification of juveniles for trial as adults, with an emergency clause.

SB 1230—By Trent.

An Act to amend chapter 476, RSMo, by adding thereto one new section relating to access to certain court records.

SB 1231—By Trent.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for diapers.

SB 1232—By Trent.

An Act to repeal sections 579.030, 579.055, and 579.065, RSMo, and to enact in lieu thereof three new sections relating to drug offenses involving persons under twenty-two years of age, with penalty provisions.

SB 1233—By Moon.

An Act to repeal section 136.370, RSMo, and to enact in lieu thereof one new section relating to sales tax refunds.

SB 1234—By Moon.

An Act to amend chapters 451 and 452, RSMo, by adding thereto two new sections relating to covenant marriages.

SB 1235—By Washington.

An Act to repeal sections 565.002 and 565.240, RSMo, and to enact in lieu thereof two new sections relating to offenses against employees of election authorities, with penalty provisions.

SB 1236—By Washington.

An Act to repeal sections 210.160, 210.830, 211.211, and 211.462, RSMo, and to enact in lieu thereof four new sections relating to legal representation in certain court proceedings involving children.

SB 1237—By Washington.

An Act to repeal section 570.095, RSMo, and to enact in lieu thereof one new section relating to the offense of filing false documents, with penalty provisions.

SB 1238—By Washington.

An Act to amend chapter 376, RSMo, by adding thereto two new sections relating to health insurance coverage of maternity services.

SB 1239—By Washington.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to the collection of demographic data by certain entities.

SB 1240—By Washington.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to health advocates.

SB 1241—By Washington.

An Act to repeal sections 144.070 and 301.1140, RSMo, and to enact in lieu thereof two new sections relating to motor vehicle sales tax payment plans.

SB 1242—By Washington.

An Act to repeal sections 99.805, 99.810, and 99.845, RSMo, and to enact in lieu thereof seven new sections relating to tax increment financing.

SB 1243—By Washington.

An Act to repeal sections 115.158 and 115.221, RSMo, and to enact in lieu thereof two new sections relating to voter registration, with an existing penalty provision.

SB 1244—By Hoskins.

An Act to repeal section 442.571, RSMo, and to enact in lieu thereof one new section relating to foreign ownership of agricultural land.

SB 1245—By Thompson Rehder.

An Act to repeal sections 43.656, 67.2540, 168.071, 210.1080, 210.1505, 324.012, 329.050, 339.100, 491.075, 492.304, 537.046, 542.301, 566.010, 566.147, 566.148, 566.149, 566.150, 566.151, 566.155, 566.211, 566.218, 567.030, 573.010, 573.023, 573.025, 573.035, 573.037, 573.038, 573.050, 573.052, 573.215, 589.042, 589.400, 589.414, 650.120, and 660.520, RSMo, and to enact in lieu thereof thirty-seven new sections relating to the protection of children and vulnerable persons, with penalty provisions.

SB 1246—By Thompson Rehder.

An Act to repeal section 163.048, RSMo, and to enact in lieu thereof one new section relating to participation in athletic competition.

SB 1247—By Black.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to electric utilities.

SB 1248—By Brown (16).

An Act to repeal section 190.245, RSMo, and to enact in lieu thereof one new section relating to peer review committees.

SB 1249—By Black.

An Act to repeal section 376.1345, RSMo, and to enact in lieu thereof one new section relating to payments for health care services.

SB 1250—By Koenig.

An Act to repeal sections 143.081 and 143.436, RSMo, and to enact in lieu thereof two new sections relating to the taxation of pass-through entities.

SB 1251—By Crawford.

An Act to repeal section 338.165, RSMo, and to enact in lieu thereof one new section relating to pharmacy services in hospitals.

SB 1252—By Thompson Rehder.

An Act to repeal section 144.014, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for food.

SB 1253—By Thompson Rehder.

An Act to repeal section 34.042, RSMo, and to enact in lieu thereof one new section relating to competitive bidding.

SB 1254—By Razer.

An act to amend chapter 217, RSMo, by adding thereto one new section relating to documents for inmates prior to release from a correctional center.

SB 1255—By Razer.

An Act to repeal section 191.656, RSMo, and to enact in lieu thereof one new section relating to the disclosure of medical information to the health carriers.

SB 1256—By Carter.

An Act to amend chapter 167, RSMo, by adding thereto one new section relating to forms of address in public schools.

SB 1257—By Fitzwater.

An Act to amend chapter 436, RSMo, by adding thereto one new section relating to construction contracts.

SB 1258—By Fitzwater.

An Act to amend chapter 92, RSMo, by adding thereto one new section relating to earnings tax.

SB 1259—By Fitzwater.

An Act to repeal sections 192.2405 and 210.115, RSMo, and to enact in lieu thereof six new sections relating to reporting of abuse and neglect, with penalty provisions.

SB 1260—By Gannon.

An Act to repeal section 210.030, RSMo, and to enact in lieu thereof one new section relating to prenatal care.

SB 1261—By Carter.

An Act to repeal section 144.030, RSMo, and to enact in lieu thereof one new section relating to vehicle sales tax.

SB 1262—By Bean.

An Act to repeal section 523.010, RSMo, and to enact in lieu thereof one new section relating to condemnation of land by certain utilities.

SB 1263—By Roberts.

An Act to repeal section 68.080, RSMo, and to enact in lieu thereof one new section relating to port authorities.

SB 1264—By Fitzwater.

An Act to repeal section 144.757, RSMo, and to enact in lieu thereof one new section relating to local use taxes.

SB 1265—By Crawford.

An Act to repeal section 276.401, RSMo, and to enact in lieu thereof one new section relating to grain dealers.

SB 1266—By Luetkemeyer.

An Act to repeal section 491.641, RSMo, and to enact in lieu thereof one new section relating to pretrial witness protection services.

SB 1267—By Schroer.

An Act to repeal section 86.200, RSMo, and to enact in lieu thereof one new section relating to the police retirement system of St. Louis.

SB 1268—By Schroer.

An Act to amend chapter 285, RSMo, by adding thereto one new section relating to the employer-employee relationship.

SB 1269—By Schroer.

An Act to amend chapter 304, RSMo, by adding thereto one new section relating to automated photo red light enforcement systems.

SB 1270—By Schroer.

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.110, 116.130, 116.153, 116.190, 116.200, 116.332, and 116.334, RSMo, and to enact in lieu thereof twelve new sections relating to procedures for ballot measures submitted to the people, with penalty provisions and an effective date for certain sections.

SB 1271—By Schroer.

An Act to repeal section 595.209, RSMo, and to enact in lieu thereof two new sections relating to informants in criminal proceedings.

SB 1272—By Schroer.

An Act to repeal section 573.550, RSMo, and to enact in lieu thereof two new sections relating to providing explicit sexual material to a student, with penalty provisions.

SB 1273—By Schroer.

An Act to amend chapter 571, RSMo, by adding thereto one new section relating to employer liability when prohibiting firearms.

SB 1274—By Schroer.

An Act to amend chapter 171, RSMo, by adding thereto one new section relating to the physical privacy of children.

SB 1275—By Black.

An Act to amend chapter 650, RSMo, by adding thereto two new sections relating to the Missouri task force on nonprofit safety and security, with an emergency clause.

SB 1276—By Hough.

An Act to repeal section 407.295, RSMo, and to enact in lieu thereof one new section relating to replacement vehicle components.

SB 1277—By Black.

An Act to repeal section 190.101, RSMo, and to enact in lieu thereof one new section relating to the state advisory council on emergency medical services.

SB 1278—By May.

An Act to amend chapter 10, RSMo, by adding thereto one new section relating to the official state slogan.

SB 1279—By May.

An Act to repeal section 334.104, RSMo, and to enact in lieu thereof one new section relating to collaborative practice arrangements.

SB 1280—By Cierpiot.

An Act to repeal sections 386.050, 386.480, 386.510, 386.700, 386.710, and 393.150, RSMo, and to enact in lieu thereof fourteen new sections relating to the public service commission, with penalty provisions.

SB 1281—By Bernskoetter.

An Act to amend chapter 263, RSMo, by adding thereto one new section relating to nonnative invasive plants, with penalty provisions.

SB 1282—By Bernskoetter.

An Act to repeal section 60.570, RSMo, and to enact in lieu thereof one new section relating to the headquarters of the land survey program.

SB 1283—By Bernskoetter.

An Act to repeal sections 701.040 and 701.046, RSMo, and to enact in lieu thereof two new sections relating to sewage regulation.

SB 1284—By Trent.

An Act to repeal sections 337.507 and 337.510, RSMo, and to enact in lieu thereof two new sections relating to professional counselors.

SB 1285—By Schroer.

An Act to repeal sections 196.025, 196.050, and 196.075, RSMo, and to enact in lieu thereof three new sections relating to food labeling, with penalty provisions.

SB 1286—By Bernskoetter.

An Act to repeal sections 169.560 and 169.660, RSMo, and to enact in lieu thereof two new sections relating to public school retirement systems.

SB 1287—By Crawford.

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof one new section relating to the practice of dentistry.

SB 1288—By Brattin.

An Act to repeal section 115.399, RSMo, and to enact in lieu thereof one new section relating to presidential candidates.

SB 1289—By Carter.

An Act to repeal section 160.527, RSMo, relating to health and family education.

SJR 48—By Hoskins.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to constitutional amendments.

SJR 49—By Koenig.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 50 and 51 of article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to procedures for ballot measures submitted to the voters.

SJR 50—By Koenig.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

SJR 51—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 51 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

SJR 52—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to foreign ownership of agricultural land.

SJR 53—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to taxation.

SJR 54—By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 2 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to repealing restrictions on legislative staff acting, serving, or registering as a lobbyist after legislative employment.

SJR 55—By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 18(b) of article VI of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the office of assessor in charter counties.

SJR 56—By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 50 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

SJR 57—By Arthur.

Joint Resolution submitting to to the qualified voters of Missouri, an amendment repealing section 32 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the right to bring a civil action by crime victims.

SJR 58—By Luetkemeyer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax exemptions.

SJR 59—By Brattin.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to constitutional amendments.

SJR 60—By Brattin.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 12, 20, 25(a), and 25(d) of article V of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to the judiciary.

SJR 61—By Moon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to constitutional amendments.

SJR 62—By Moon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to abortion.

SJR 63—By Moon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to the right of individuals to refuse any medical procedure or treatment.

SJR 64—By Eslinger.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 32 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the right to bring a civil action by crime victims.

SJR 65—By Washington.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to the assessment of certain real property values.

SJR 66—By Washington.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to a property tax exemption for certain senior citizens.

SJR 67—By Mosley.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 22(a) of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to jury trial waivers.

SJR 68—By Mosley.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 3, 5, 7, 8, 9, 16, 18, 20, 20(a), 20(b), 31, and 32 of article III of the Constitution of Missouri, and adopting eleven new sections in lieu thereof relating to the general assembly.

SJR 69—By Mosley.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 8 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for members of the general assembly.

SJR 70—By Fitzwater.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 3, 8, and 9 of article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to the general assembly.

SJR 71—By Black.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 14 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the administration of justice.

SJR 72—By Schroer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VI of the Constitution of Missouri, by adding thereto one new section relating to law enforcement agencies.

SJR 73—By Schroer.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 50, 51, and 52(b) of article III of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to procedures for ballot measures submitted to the voters, with penalty provisions.

SJR 74—By Coleman.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to constitutional amendments.

SJR 75—By Carter.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VII of the Constitution of Missouri, by adding thereto two new sections relating to sheriffs.

SJR 76—By Carter.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article IV of the Constitution of Missouri, by adding thereto one new section relating to MO HealthNet.

SJR 77—By Carter.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 51 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

SJR 78—By Brown (26).

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2 and 3 of article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

SJR 79—By Brown (26).

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 50 and 51 of article III of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to procedures for ballot measures submitted to the voters.

SJR 80—By Moon.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 1, 21, 22, 23, and 39 of article III of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to the powers of the legislature.

SJR 81—By Carter.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 51 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

SJR 82—By Brattin.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the taxation of real property.

SJR 83—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting six new sections in lieu thereof relating to constitutional amendments.

Senator Bean assumed the Chair.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1290—By Carter.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to grants for certain educational programs offered by public school districts.

SB 1291—By Carter.

An Act to amend chapter 72, RSMo, by adding thereto one new section relating to fire protection services to annexed areas in certain counties.

SB 1292—By Crawford.

An Act to repeal sections 95.280, 95.285, and 95.355, RSMo, and to enact in lieu thereof one new section relating to financial transactions involving public funds.

SB 1293—By Gannon.

An Act to repeal section 537.528, RSMo, and to enact in lieu thereof one new section relating to civil actions based on public expression.

SB 1294—By Williams.

An Act to amend chapter 217, RSMo, by adding thereto one new section relating to geriatric parole.

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 551, regarding Tom Hooper, Weston, which was adopted.

INTRODUCTION OF GUESTS

Senator Brown (26) introduced to the Senate, Maddie Wilson.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

SECOND DAY—THURSDAY, JANUARY 4, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 724-Hoskins	SB 752-Brown (16)
SB 725-Hoskins	SB 753-Brown (16)
SB 726-Hoskins	SB 754-Luetkemeyer
SB 727-Koenig	SB 755-Luetkemeyer
SB 728-Koenig	SB 756-Luetkemeyer
SB 729-Koenig	SB 757-O'Laughlin
SB 730-Rowden	SB 758-O'Laughlin
SB 731-Rowden	SB 759-O'Laughlin
SB 732-Rowden	SB 760-May
SB 733-Eigel	SB 761-May
SB 734-Eigel	SB 762-May
SB 735-Eigel and Moon	SB 763-Williams
SB 736-Crawford	SB 764-Williams
SB 737-Crawford	SB 765-Williams
SB 738-Crawford	SB 766-Thompson Rehder
SB 739-Cierpiot	SB 767-Thompson Rehder
SB 740-Cierpiot	SB 768-Thompson Rehder
SB 741-Cierpiot	SB 769-Brattin
SB 742-Arthur	SB 770-Brattin
SB 743-Arthur	SB 771-Brattin
SB 744-Arthur	SB 772-Gannon
SB 745-Bernskoetter	SB 773-Gannon
SB 746-Bernskoetter	SB 774-Gannon
SB 747-Bernskoetter	SB 775-Moon
SB 748-Hough	SB 776-Moon
SB 749-Hough	SB 777-Moon
SB 750-Hough	SB 778-Eslinger
SB 751-Brown (16)	SB 779-Eslinger

SB 780-Eslinger	SB 827-Koenig
SB 781-Bean	SB 828-Koenig
SB 782-Bean	SB 829-Rowden
SB 783-Bean	SB 830-Rowden
SB 784-Beck	SB 831-Eigel
SB 785-Beck	SB 832-Eigel
SB 786-Beck	SB 833-Eigel
SB 787-Razer	SB 834-Crawford
SB 788-Razer	SB 835-Crawford
SB 789-Razer	SB 836-Crawford
SB 790-Roberts	SB 837-Cierpiot
SB 791-Roberts	SB 838-Cierpiot
SB 792-Roberts	SB 839-Cierpiot
SB 793-Washington	SB 840-Arthur
SB 794-Washington	SB 841-Arthur
SB 795-Washington	SB 842-Arthur
SB 796-Mosley	SB 843-Bernskoetter
SB 797-Mosley	SB 844-Bernskoetter
SB 798-Mosley	SB 845-Bernskoetter
SB 799-Fitzwater	SB 846-Hough
SB 800-Fitzwater	SB 847-Hough
SB 801-Fitzwater	SB 848-Hough
SB 802-Trent	SB 849-Brown (16)
SB 803-Trent	SB 850-Brown (16)
SB 804-Trent	SB 851-Brown (16)
SB 805-Black	SB 852-Luetkemeyer
SB 806-Black	SB 853-Luetkemeyer
SB 807-Black	SB 854-Luetkemeyer
SB 808-Schroer	SB 855-O'Laughlin
SB 809-Schroer	SB 856-O'Laughlin
SB 810-Schroer	SB 857-May
SB 811-Coleman	SB 858-May
SB 812-Coleman	SB 859-May
SB 813-Coleman	SB 860-Williams
SB 814-Carter	SB 861-Williams
SB 815-Carter	SB 862-Thompson Rehder
SB 816-Carter	SB 863-Thompson Rehder
SB 817-Brown (26)	SB 864-Thompson Rehder
SB 818-Brown (26)	SB 865-Brattin
SB 819-Brown (26)	SB 866-Brattin
SB 820-McCreery	SB 867-Brattin
SB 821-McCreery	SB 868-Moon
SB 822-McCreery	SB 869-Moon
SB 823-Hoskins	SB 870-Moon
SB 824-Hoskins	SB 871-Eslinger
SB 825-Hoskins	SB 872-Eslinger
SB 826-Koenig	SB 873-Eslinger

SB 874-Bean	SB 921-Koenig
SB 875-Bean	SB 922-Eigel
SB 876-Bean	SB 923-Eigel
SB 877-Beck	SB 924-Eigel
SB 878-Beck	SB 925-Crawford and Bean
SB 879-Beck	SB 926-Crawford
SB 880-Razer	SB 927-Crawford
SB 881-Razer	SB 928-Cierpiot
SB 882-Razer	SB 929-Cierpiot
SB 883-Roberts	SB 930-Cierpiot
SB 884-Roberts	SB 931-Arthur
SB 885-Roberts	SB 932-Arthur
SB 886-Washington	SB 933-Arthur
SB 887-Washington	SB 934-Bernskoetter
SB 888-Washington	SB 935-Bernskoetter
SB 889-Mosley	SB 936-Bernskoetter
SB 890-Mosley	SB 937-Brown (16)
SB 891-Mosley	SB 938-Brown (16)
SB 892-Fitzwater	SB 939-Brown (16)
SB 893-Fitzwater	SB 940-Luetkemeyer
SB 894-Fitzwater	SB 941-Luetkemeyer
SB 895-Trent	SB 942-Luetkemeyer
SB 896-Trent	SB 943-May
SB 897-Trent	SB 944-May
SB 898-Black	SB 945-May
SB 899-Black	SB 946-Thompson Rehder
SB 900-Black	SB 947-Thompson Rehder
SB 901-Schroer	SB 948-Brattin
SB 902-Schroer	SB 949-Brattin
SB 903-Schroer	SB 950-Brattin
SB 904-Coleman	SB 951-Moon
SB 905-Coleman	SB 952-Moon
SB 906-Coleman	SB 953-Moon
SB 907-Carter	SB 954-Eslinger
SB 908-Carter	SB 955-Eslinger
SB 909-Carter	SB 956-Eslinger
SB 910-Brown (26)	SB 957-Bean
SB 911-Brown (26)	SB 958-Bean
SB 912-Brown (26)	SB 959-Beck
SB 913-McCreery	SB 960-Beck
SB 914-McCreery	SB 961-Beck
SB 915-McCreery	SB 962-Razer
SB 916-Hoskins	SB 963-Razer
SB 917-Hoskins	SB 964-Razer
SB 918-Hoskins	SB 965-Roberts
SB 919-Koenig	SB 966-Roberts
SB 920-Koenig	SB 967-Roberts

SB 968-Washington	SB 1015-Bernskoetter
SB 969-Washington	SB 1016-Bernskoetter
SB 970-Washington	SB 1017-Bernskoetter
SB 971-Mosley	SB 1018-Brown (16)
SB 972-Mosley	SB 1019-Brown (16)
SB 973-Mosley	SB 1020-Luetkemeyer
SB 974-Fitzwater	SB 1021-May
SB 975-Fitzwater	SB 1022-May
SB 976-Fitzwater	SB 1023-May
SB 977-Trent	SB 1024-Brattin
SB 978-Trent	SB 1025-Brattin
SB 979-Trent	SB 1026-Brattin
SB 980-Black	SB 1027-Moon
SB 981-Black	SB 1028-Moon
SB 982-Black	SB 1029-Moon
SB 983-Schroer	SB 1030-Eslinger
SB 984-Schroer	SB 1031-Eslinger
SB 985-Schroer	SB 1032-Eslinger
SB 986-Coleman	SB 1033-Beck
SB 987-Coleman	SB 1034-Beck
SB 988-Coleman	SB 1035-Beck
SB 989-Carter	SB 1036-Razer
SB 990-Carter	SB 1037-Razer
SB 991-Carter	SB 1038-Razer
SB 992-Brown (26)	SB 1039-Roberts
SB 993-Brown (26)	SB 1040-Roberts
SB 994-Brown (26)	SB 1041-Roberts
SB 995-McCreery	SB 1042-Washington
SB 996-McCreery	SB 1043-Washington
SB 997-McCreery	SB 1044-Washington
SB 998-Hoskins	SB 1045-Mosley
SB 999-Hoskins	SB 1046-Mosley
SB 1000-Hoskins	SB 1047-Mosley
SB 1001-Koenig	SB 1048-Fitzwater
SB 1002-Koenig	SB 1049-Fitzwater
SB 1003-Koenig	SB 1050-Fitzwater
SB 1004-Eigel	SB 1051-Trent
SB 1005-Eigel	SB 1052-Trent
SB 1006-Eigel	SB 1053-Trent
SB 1007-Crawford	SB 1054-Black
SB 1008-Crawford	SB 1055-Black
SB 1009-Cierpiot	SB 1056-Black
SB 1010-Cierpiot	SB 1057-Schroer
SB 1011-Cierpiot	SB 1058-Schroer
SB 1012-Arthur	SB 1059-Schroer
SB 1013-Arthur	SB 1060-Coleman
SB 1014-Arthur	SB 1061-Coleman

SB 1062-Coleman	SB 1109-Trent
SB 1063-Carter	SB 1110-Trent
SB 1064-Carter	SB 1111-Black
SB 1065-Carter	SB 1112-Black
SB 1066-Brown (26)	SB 1113-Black
SB 1067-Brown (26)	SB 1114-Schroer
SB 1068-Brown (26)	SB 1115-Schroer
SB 1069-McCreery	SB 1116-Schroer
SB 1070-McCreery	SB 1117-Coleman
SB 1071-McCreery	SB 1118-Coleman
SB 1072-Hoskins	SB 1119-Coleman
SB 1073-Hoskins	SB 1120-Carter
SB 1074-Hoskins	SB 1123-Brown (26)
SB 1075-Koenig	SB 1124-Brown (26)
SB 1076-Koenig	SB 1125-Brown (26)
SB 1077-Koenig	SB 1126-McCreery
SB 1078-Cierpiot	SB 1127-McCreery
SB 1079-Cierpiot	SB 1128-McCreery
SB 1080-Arthur	SB 1129-Hoskins
SB 1081-Arthur	SB 1130-Hoskins
SB 1082-Arthur	SB 1131-Hoskins
SB 1083-May	SB 1132-Koenig
SB 1084-Brattin	SB 1133-Koenig
SB 1085-Brattin	SB 1134-Koenig
SB 1086-Brattin	SB 1135-Arthur
SB 1087-Moon	SB 1136-Arthur
SB 1088-Moon	SB 1137-Arthur
SB 1089-Moon	SB 1138-Brattin
SB 1090-Eslinger	SB 1139-Brattin
SB 1091-Eslinger	SB 1140-Brattin
SB 1092-Eslinger	SB 1141-Moon
SB 1093-Beck	SB 1142-Moon
SB 1094-Beck	SB 1143-Moon
SB 1095-Razer	SB 1144-Eslinger
SB 1096-Roberts	SB 1145-Eslinger
SB 1097-Roberts	SB 1146-Eslinger
SB 1098-Roberts	SB 1147-Roberts
SB 1099-Washington	SB 1148-Roberts
SB 1100-Washington	SB 1149-Roberts
SB 1101-Washington	SB 1150-Washington
SB 1102-Mosley	SB 1151-Washington
SB 1103-Mosley	SB 1152-Washington
SB 1104-Mosley	SB 1153-Mosley
SB 1105-Fitzwater	SB 1154-Mosley
SB 1106-Fitzwater	SB 1155-Mosley
SB 1107-Fitzwater	SB 1156-Fitzwater
SB 1108-Trent	SB 1157-Fitzwater

SB 1158-Fitzwater	SB 1206-McCreery
SB 1159-Trent	SB 1207-Hoskins
SB 1160-Trent	SB 1208-Koenig
SB 1161-Trent	SB 1209-Arthur
SB 1162-Black	SB 1210-Arthur
SB 1163-Black	SB 1211-Arthur
SB 1164-Black	SB 1212-Moon
SB 1165-Schroer	SB 1213-Moon
SB 1166-Schroer	SB 1214-Moon
SB 1167-Coleman	SB 1215-Roberts
SB 1168-Coleman	SB 1216-Washington
SB 1169-Coleman	SB 1217-Washington
SB 1170-Carter	SB 1218-Washington
SB 1172-Brown (26)	SB 1219-Trent
SB 1173-McCreery	SB 1220-Trent
SB 1174-McCreery	SB 1221-Trent
SB 1175-McCreery	SB 1222-Arthur
SB 1176-Hoskins	SB 1223-Arthur
SB 1177-Hoskins	SB 1224-Moon
SB 1178-Hoskins	SB 1225-Moon
SB 1179-Koenig	SB 1226-Moon
SB 1180-Koenig	SB 1227-Washington
SB 1181-Koenig	SB 1228-Washington
SB 1182-Arthur	SB 1229-Washington
SB 1183-Arthur	SB 1230-Trent
SB 1184-Arthur	SB 1231-Trent
SB 1185-Brattin	SB 1232-Trent
SB 1186-Moon	SB 1233-Moon
SB 1187-Moon	SB 1234-Moon
SB 1188-Moon	SB 1235-Washington
SB 1189-Eslinger	SB 1236-Washington
SB 1190-Eslinger	SB 1237-Washington
SB 1191-Roberts	SB 1238-Washington
SB 1192-Roberts	SB 1239-Washington
SB 1193-Roberts	SB 1240-Washington
SB 1194-Washington	SB 1241-Washington
SB 1195-Washington	SB 1242-Washington
SB 1196-Washington	SB 1243-Washington
SB 1197-Mosley	SB 1244-Hoskins
SB 1198-Mosley	SB 1245-Thompson Rehder
SB 1199-Trent	SB 1246-Thompson Rehder
SB 1200-Trent	SB 1247-Black
SB 1201-Trent	SB 1248-Brown (16)
SB 1202-Black	SB 1249-Black
SB 1203-Coleman	SB 1250-Koenig
SB 1204-McCreery	SB 1251-Crawford
SB 1205-McCreery	SB 1252-Thompson Rehder

SB 1253-Thompson Rehder	SB 1292-Crawford
SB 1254-Razer	SB 1293-Gannon
SB 1255-Razer	SB 1294-Williams
SB 1256-Carter	SJR 48-Hoskins
SB 1257-Fitzwater	SJR 49-Koenig
SB 1258-Fitzwater	SJR 50-Koenig
SB 1259-Fitzwater	SJR 51-Eigel
SB 1260-Gannon	SJR 52-Eigel
SB 1261-Carter	SJR 53-Eigel
SB 1262-Bean	SJR 54-Cierpiot
SB 1263-Roberts	SJR 55-Cierpiot
SB 1264-Fitzwater	SJR 56-Cierpiot
SB 1265-Crawford	SJR 57-Arthur
SB 1266-Luetkemeyer	SJR 58-Luetkemeyer
SB 1267-Schroer	SJR 59-Brattin
SB 1268-Schroer	SJR 60-Brattin
SB 1269-Schroer	SJR 61-Moon
SB 1270-Schroer	SJR 62-Moon
SB 1271-Schroer	SJR 63-Moon
SB 1272-Schroer	SJR 64-Eslinger
SB 1273-Schroer	SJR 65-Washington
SB 1274-Schroer	SJR 66-Washington
SB 1275-Black	SJR 67-Mosley
SB 1276-Hough	SJR 68-Mosley
SB 1277-Black	SJR 69-Mosley
SB 1278-May	SJR 70-Fitzwater
SB 1279-May	SJR 71-Black
SB 1280-Cierpiot	SJR 72-Schroer
SB 1281-Bernskoetter	SJR 73-Schroer
SB 1282-Bernskoetter	SJR 74-Coleman
SB 1283-Bernskoetter	SJR 75-Carter
SB 1284-Trent	SJR 76-Carter
SB 1285-Schroer	SJR 77-Carter
SB 1286-Bernskoetter	SJR 78-Brown (26)
SB 1287-Crawford	SJR 79-Brown (26)
SB 1288-Brattin	SJR 80-Moon
SB 1289-Carter	SJR 81-Carter
SB 1290-Carter	SJR 82-Brattin
SB 1291-Carter	SJR 83-Eigel

INFORMAL CALENDAR

RESOLUTIONS

HCR 28-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

SECOND DAY - THURSDAY, JANUARY 4, 2024

The Senate met pursuant to adjournment.

Senator Fitzwater in the Chair.

Senator Fitzwater offered the following prayer:

Dear Heavenly Father who dwells in and through everything, great is Your name! May Your will be done in these halls even today, as we seek to redeem our days and Your world through grace and peace just as it is in heaven. Today, provide all the things we need to sustain a desire to glorify You, while allowing us the boldness to forgive and seek forgiveness for our wrongs, just as You've forgiven us. And please give us a clear vision, one that honors you and doesn't lead us down the wrong paths that only create hardship for ourselves and our state. For Yours is the kingdom, the power, and the glory forever and ever, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

Photographers from KRCG-TV and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

RESOLUTIONS

Senator Eigel offered the following resolution:

SENATE RESOLUTION NO. 552 NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that the Senate Rules be amended to read as follows:

“Rule 64. A substitute for the text of a bill is not in order until all pending amendments thereto have been disposed of. **No substitute shall be adopted by the senate until such substitute has been distributed to each member of the senate at least two legislative days before the substitute is offered.** A substitute bill for an original bill or for a committee substitute shall take the form of an original bill and be subject to floor amendments, except that it shall not be subject to amendment by a further floor substitute. No further amendments or substitutes may be entertained after the senate adopts a substitute bill.”.

CONCURRENT RESOLUTIONS

Senator Moon offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 20

Whereas, motorcycle ridership has continued to increase over time, with registrations growing from 3,826,373 in 1997 to 8,600,936 in 2015; and

Whereas, as of August, 2016, the ongoing National Motorcycle Profiling Survey 2016, conducted by the Motorcycle Profiling Project, found that approximately one-half of the motorcyclists surveyed felt that they had been profiled by law enforcement at least once; and

Whereas, motorcycle profiling means the illegal use of the fact that a person rides a motorcycle or wears motorcycle related apparel as a factor in deciding to stop and question, take enforcement action, arrest, or search a person or vehicle, with or without legal basis under the Constitution of the United States; and

Whereas, complaints surrounding motorcycle profiling have been cited in all fifty states; and

Whereas, nationwide protests to raise awareness and combat motorcycle profiling have been held in multiple states:

Now Therefore Be It Resolved that the members of the Senate of the One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby:

- (1) Support increased public awareness on the issue of motorcycle profiling;
 - (2) Encourage collaboration and communication with the motorcycle community and law enforcement to engage in efforts to end motorcycle profiling; and
 - (3) Urge law enforcement officials to include statements condemning motorcycle profiling in written policies and training materials;
- and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for each law enforcement agency in the state of Missouri.

President Kehoe assumed the Chair.

Senator O’Laughlin offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 21

Relating to hypertrophic cardiomyopathy awareness day.

Whereas, hypertrophic cardiomyopathy ("HCM") is a chronic cardiac disease involving thickening of the heart muscle and which may lead to debilitating symptoms and serious complications, including heart failure, atrial fibrillation, stroke, and, in rare cases, sudden cardiac death; and

Whereas, HCM is the most common inheritable heart disease and may affect anyone, regardless of age, gender, or ethnicity, with a reported prevalence ranging from one in two hundred to one in five hundred in the general population; and

Whereas, an estimated seven hundred thousand to one million six hundred fifty thousand people in the United States have HCM, but eighty-five percent of this number may remain undiagnosed; and

Whereas, HCM shares symptoms with other common cardiovascular and pulmonary diseases, such as shortness of breath, chest pain, fatigue, palpitations, and fainting, which makes it difficult to distinguish HCM from these other diseases; and

Whereas, when untreated, all-cause mortality is three to four times higher in patients with HCM than that of the general population; and

Whereas, knowing one's medical history and any signs and symptoms of HCM is an important first step in receiving an accurate diagnosis of HCM; and

Whereas, a health care provider will need to conduct a thorough screening with cardiac health questions to help identify a risk of genetic and congenital cardiac disorders; and

Whereas, a health care provider may conduct several tests, including an echocardiogram, a cardiac magnetic resonance imaging scan, or genetic testing in order to confirm a family history of HCM, and will need to examine the heart to diagnose HCM; and

Whereas, following a diagnosis of HCM, it is important for patients to work with their health care provider to learn more about their disease and to understand different management options, including prescription medication and surgical treatment options that may help:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate the fourth Wednesday in February of each year as "Hypertrophic Cardiomyopathy Awareness Day" in Missouri; and

Be It Further Resolved that the General Assembly encourages all residents of this state to participate in activities to bring awareness of this disease and the need for diagnosis and treatment; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1295—By Razer.

An Act to amend chapter 190, RSMo, by adding thereto one new section relating to emergency medical services, with penalty provisions.

SB 1296—By O'Laughlin.

An Act to authorize the conveyance of certain state property.

SB 1297—By Bean.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to appeals of decisions made by statewide activities associations.

SB 1298—By Bean.

An Act to repeal sections 301.010 and 307.010, RSMo, and to enact in lieu thereof two new sections relating to cotton trailers, with existing penalty provisions.

SB 1299—By Bean.

An Act to repeal sections 300.295 and 304.035, RSMo, and to enact in lieu thereof two new sections relating to railroad crossings, with existing penalty provisions.

SB 1300—By Bean.

An Act to amend chapter 302, RSMo, by adding thereto one new section relating to commercial driver's licenses.

SB 1301—By Bean.

An Act to repeal sections 620.2010 and 620.2020, RSMo, and to enact in lieu thereof two new sections relating to financial incentives for economic development.

Senator Beck requested unanimous consent of the Senate to withdraw **SB 961**, which request was granted.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

January 3, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin:

In accordance with RSMo 285.1005, I hereby appoint Senator Greg Razer to the Show-Me My Retirement Savings Board.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden

Also,

January 3, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin:

In accordance with RSMo 285.1005, I hereby appoint Senator Mike Bernskoetter to the Show-Me My Retirement Savings Board.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden

Also,

January 3, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin:

In accordance with RSMo 285.1005, I hereby appoint Senator Sandy Crawford to the Show-Me My Retirement Savings Board.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden

INTRODUCTION OF GUESTS

Senator Fitzwater introduced to the Senate, Tanay Goel.

On motion of Senator O’Laughlin the Senate adjourned until 4:00 p.m., Monday, January 8, 2024.

SENATE CALENDAR

THIRD DAY—MONDAY, JANUARY 8, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 724-Hoskins
SB 725-Hoskins
SB 726-Hoskins
SB 727-Koenig
SB 728-Koenig
SB 729-Koenig
SB 730-Rowden
SB 731-Rowden
SB 732-Rowden
SB 733-Eigel
SB 734-Eigel
SB 735-Eigel and Moon
SB 736-Crawford
SB 737-Crawford
SB 738-Crawford
SB 739-Cierpiot
SB 740-Cierpiot
SB 741-Cierpiot
SB 742-Arthur

SB 743-Arthur
SB 744-Arthur
SB 745-Bernskoetter
SB 746-Bernskoetter
SB 747-Bernskoetter
SB 748-Hough
SB 749-Hough
SB 750-Hough
SB 751-Brown (16)
SB 752-Brown (16)
SB 753-Brown (16)
SB 754-Luetkemeyer
SB 755-Luetkemeyer
SB 756-Luetkemeyer
SB 757-O'Laughlin
SB 758-O'Laughlin
SB 759-O'Laughlin
SB 760-May
SB 761-May

SB 762-May	SB 809-Schroer
SB 763-Williams	SB 810-Schroer
SB 764-Williams	SB 811-Coleman
SB 765-Williams	SB 812-Coleman
SB 766-Thompson Rehder	SB 813-Coleman
SB 767-Thompson Rehder	SB 814-Carter
SB 768-Thompson Rehder	SB 815-Carter
SB 769-Brattin	SB 816-Carter
SB 770-Brattin	SB 817-Brown (26)
SB 771-Brattin	SB 818-Brown (26)
SB 772-Gannon	SB 819-Brown (26)
SB 773-Gannon	SB 820-McCreery
SB 774-Gannon	SB 821-McCreery
SB 775-Moon	SB 822-McCreery
SB 776-Moon	SB 823-Hoskins
SB 777-Moon	SB 824-Hoskins
SB 778-Eslinger	SB 825-Hoskins
SB 779-Eslinger	SB 826-Koenig
SB 780-Eslinger	SB 827-Koenig
SB 781-Bean	SB 828-Koenig
SB 782-Bean	SB 829-Rowden
SB 783-Bean	SB 830-Rowden
SB 784-Beck	SB 831-Eigel
SB 785-Beck	SB 832-Eigel
SB 786-Beck	SB 833-Eigel
SB 787-Razer	SB 834-Crawford
SB 788-Razer	SB 835-Crawford
SB 789-Razer	SB 836-Crawford
SB 790-Roberts	SB 837-Cierpiot
SB 791-Roberts	SB 838-Cierpiot
SB 792-Roberts	SB 839-Cierpiot
SB 793-Washington	SB 840-Arthur
SB 794-Washington	SB 841-Arthur
SB 795-Washington	SB 842-Arthur
SB 796-Mosley	SB 843-Bernskoetter
SB 797-Mosley	SB 844-Bernskoetter
SB 798-Mosley	SB 845-Bernskoetter
SB 799-Fitzwater	SB 846-Hough
SB 800-Fitzwater	SB 847-Hough
SB 801-Fitzwater	SB 848-Hough
SB 802-Trent	SB 849-Brown (16)
SB 803-Trent	SB 850-Brown (16)
SB 804-Trent	SB 851-Brown (16)
SB 805-Black	SB 852-Luetkemeyer
SB 806-Black	SB 853-Luetkemeyer
SB 807-Black	SB 854-Luetkemeyer
SB 808-Schroer	SB 855-O'Laughlin

SB 856-O'Laughlin	SB 903-Schroer
SB 857-May	SB 904-Coleman
SB 858-May	SB 905-Coleman
SB 859-May	SB 906-Coleman
SB 860-Williams	SB 907-Carter
SB 861-Williams	SB 908-Carter
SB 862-Thompson Rehder	SB 909-Carter
SB 863-Thompson Rehder	SB 910-Brown (26)
SB 864-Thompson Rehder	SB 911-Brown (26)
SB 865-Brattin	SB 912-Brown (26)
SB 866-Brattin	SB 913-McCreery
SB 867-Brattin	SB 914-McCreery
SB 868-Moon	SB 915-McCreery
SB 869-Moon	SB 916-Hoskins
SB 870-Moon	SB 917-Hoskins
SB 871-Eslinger	SB 918-Hoskins
SB 872-Eslinger	SB 919-Koenig
SB 873-Eslinger	SB 920-Koenig
SB 874-Bean	SB 921-Koenig
SB 875-Bean	SB 922-Eigel
SB 876-Bean	SB 923-Eigel
SB 877-Beck	SB 924-Eigel
SB 878-Beck	SB 925-Crawford and Bean
SB 879-Beck	SB 926-Crawford
SB 880-Razer	SB 927-Crawford
SB 881-Razer	SB 928-Cierpiot
SB 882-Razer	SB 929-Cierpiot
SB 883-Roberts	SB 930-Cierpiot
SB 884-Roberts	SB 931-Arthur
SB 885-Roberts	SB 932-Arthur
SB 886-Washington	SB 933-Arthur
SB 887-Washington	SB 934-Bernskoetter
SB 888-Washington	SB 935-Bernskoetter
SB 889-Mosley	SB 936-Bernskoetter
SB 890-Mosley	SB 937-Brown (16)
SB 891-Mosley	SB 938-Brown (16)
SB 892-Fitzwater	SB 939-Brown (16)
SB 893-Fitzwater	SB 940-Luetkemeyer
SB 894-Fitzwater	SB 941-Luetkemeyer
SB 895-Trent	SB 942-Luetkemeyer
SB 896-Trent	SB 943-May
SB 897-Trent	SB 944-May
SB 898-Black	SB 945-May
SB 899-Black	SB 946-Thompson Rehder
SB 900-Black	SB 947-Thompson Rehder
SB 901-Schroer	SB 948-Brattin
SB 902-Schroer	SB 949-Brattin

SB 950-Brattin	SB 998-Hoskins
SB 951-Moon	SB 999-Hoskins
SB 952-Moon	SB 1000-Hoskins
SB 953-Moon	SB 1001-Koenig
SB 954-Eslinger	SB 1002-Koenig
SB 955-Eslinger	SB 1003-Koenig
SB 956-Eslinger	SB 1004-Eigel
SB 957-Bean	SB 1005-Eigel
SB 958-Bean	SB 1006-Eigel
SB 959-Beck	SB 1007-Crawford
SB 960-Beck	SB 1008-Crawford
SB 962-Razer	SB 1009-Cierpiot
SB 963-Razer	SB 1010-Cierpiot
SB 964-Razer	SB 1011-Cierpiot
SB 965-Roberts	SB 1012-Arthur
SB 966-Roberts	SB 1013-Arthur
SB 967-Roberts	SB 1014-Arthur
SB 968-Washington	SB 1015-Bernskoetter
SB 969-Washington	SB 1016-Bernskoetter
SB 970-Washington	SB 1017-Bernskoetter
SB 971-Mosley	SB 1018-Brown (16)
SB 972-Mosley	SB 1019-Brown (16)
SB 973-Mosley	SB 1020-Luetkemeyer
SB 974-Fitzwater	SB 1021-May
SB 975-Fitzwater	SB 1022-May
SB 976-Fitzwater	SB 1023-May
SB 977-Trent	SB 1024-Brattin
SB 978-Trent	SB 1025-Brattin
SB 979-Trent	SB 1026-Brattin
SB 980-Black	SB 1027-Moon
SB 981-Black	SB 1028-Moon
SB 982-Black	SB 1029-Moon
SB 983-Schroer	SB 1030-Eslinger
SB 984-Schroer	SB 1031-Eslinger
SB 985-Schroer	SB 1032-Eslinger
SB 986-Coleman	SB 1033-Beck
SB 987-Coleman	SB 1034-Beck
SB 988-Coleman	SB 1035-Beck
SB 989-Carter	SB 1036-Razer
SB 990-Carter	SB 1037-Razer
SB 991-Carter	SB 1038-Razer
SB 992-Brown (26)	SB 1039-Roberts
SB 993-Brown (26)	SB 1040-Roberts
SB 994-Brown (26)	SB 1041-Roberts
SB 995-McCreery	SB 1042-Washington
SB 996-McCreery	SB 1043-Washington
SB 997-McCreery	SB 1044-Washington

SB 1045-Mosley	SB 1092-Eslinger
SB 1046-Mosley	SB 1093-Beck
SB 1047-Mosley	SB 1094-Beck
SB 1048-Fitzwater	SB 1095-Razer
SB 1049-Fitzwater	SB 1096-Roberts
SB 1050-Fitzwater	SB 1097-Roberts
SB 1051-Trent	SB 1098-Roberts
SB 1052-Trent	SB 1099-Washington
SB 1053-Trent	SB 1100-Washington
SB 1054-Black	SB 1101-Washington
SB 1055-Black	SB 1102-Mosley
SB 1056-Black	SB 1103-Mosley
SB 1057-Schroer	SB 1104-Mosley
SB 1058-Schroer	SB 1105-Fitzwater
SB 1059-Schroer	SB 1106-Fitzwater
SB 1060-Coleman	SB 1107-Fitzwater
SB 1061-Coleman	SB 1108-Trent
SB 1062-Coleman	SB 1109-Trent
SB 1063-Carter	SB 1110-Trent
SB 1064-Carter	SB 1111-Black
SB 1065-Carter	SB 1112-Black
SB 1066-Brown (26)	SB 1113-Black
SB 1067-Brown (26)	SB 1114-Schroer
SB 1068-Brown (26)	SB 1115-Schroer
SB 1069-McCreery	SB 1116-Schroer
SB 1070-McCreery	SB 1117-Coleman
SB 1071-McCreery	SB 1118-Coleman
SB 1072-Hoskins	SB 1119-Coleman
SB 1073-Hoskins	SB 1120-Carter
SB 1074-Hoskins	SB 1123-Brown (26)
SB 1075-Koenig	SB 1124-Brown (26)
SB 1076-Koenig	SB 1125-Brown (26)
SB 1077-Koenig	SB 1126-McCreery
SB 1078-Cierpiot	SB 1127-McCreery
SB 1079-Cierpiot	SB 1128-McCreery
SB 1080-Arthur	SB 1129-Hoskins
SB 1081-Arthur	SB 1130-Hoskins
SB 1082-Arthur	SB 1131-Hoskins
SB 1083-May	SB 1132-Koenig
SB 1084-Brattin	SB 1133-Koenig
SB 1085-Brattin	SB 1134-Koenig
SB 1086-Brattin	SB 1135-Arthur
SB 1087-Moon	SB 1136-Arthur
SB 1088-Moon	SB 1137-Arthur
SB 1089-Moon	SB 1138-Brattin
SB 1090-Eslinger	SB 1139-Brattin
SB 1091-Eslinger	SB 1140-Brattin

SB 1141-Moon	SB 1189-Eslinger
SB 1142-Moon	SB 1190-Eslinger
SB 1143-Moon	SB 1191-Roberts
SB 1144-Eslinger	SB 1192-Roberts
SB 1145-Eslinger	SB 1193-Roberts
SB 1146-Eslinger	SB 1194-Washington
SB 1147-Roberts	SB 1195-Washington
SB 1148-Roberts	SB 1196-Washington
SB 1149-Roberts	SB 1197-Mosley
SB 1150-Washington	SB 1198-Mosley
SB 1151-Washington	SB 1199-Trent
SB 1152-Washington	SB 1200-Trent
SB 1153-Mosley	SB 1201-Trent
SB 1154-Mosley	SB 1202-Black
SB 1155-Mosley	SB 1203-Coleman
SB 1156-Fitzwater	SB 1204-McCreery
SB 1157-Fitzwater	SB 1205-McCreery
SB 1158-Fitzwater	SB 1206-McCreery
SB 1159-Trent	SB 1207-Hoskins
SB 1160-Trent	SB 1208-Koenig
SB 1161-Trent	SB 1209-Arthur
SB 1162-Black	SB 1210-Arthur
SB 1163-Black	SB 1211-Arthur
SB 1164-Black	SB 1212-Moon
SB 1165-Schroer	SB 1213-Moon
SB 1166-Schroer	SB 1214-Moon
SB 1167-Coleman	SB 1215-Roberts
SB 1168-Coleman	SB 1216-Washington
SB 1169-Coleman	SB 1217-Washington
SB 1170-Carter	SB 1218-Washington
SB 1172-Brown (26)	SB 1219-Trent
SB 1173-McCreery	SB 1220-Trent
SB 1174-McCreery	SB 1221-Trent
SB 1175-McCreery	SB 1222-Arthur
SB 1176-Hoskins	SB 1223-Arthur
SB 1177-Hoskins	SB 1224-Moon
SB 1178-Hoskins	SB 1225-Moon
SB 1179-Koenig	SB 1226-Moon
SB 1180-Koenig	SB 1227-Washington
SB 1181-Koenig	SB 1228-Washington
SB 1182-Arthur	SB 1229-Washington
SB 1183-Arthur	SB 1230-Trent
SB 1184-Arthur	SB 1231-Trent
SB 1185-Brattin	SB 1232-Trent
SB 1186-Moon	SB 1233-Moon
SB 1187-Moon	SB 1234-Moon
SB 1188-Moon	SB 1235-Washington

SB 1236-Washington	SB 1283-Bernskoetter
SB 1237-Washington	SB 1284-Trent
SB 1238-Washington	SB 1285-Schroer
SB 1239-Washington	SB 1286-Bernskoetter
SB 1240-Washington	SB 1287-Crawford
SB 1241-Washington	SB 1288-Brattin
SB 1242-Washington	SB 1289-Carter
SB 1243-Washington	SB 1290-Carter
SB 1244-Hoskins	SB 1291-Carter
SB 1245-Thompson Rehder	SB 1292-Crawford
SB 1246-Thompson Rehder	SB 1293-Gannon
SB 1247-Black	SB 1294-Williams
SB 1248-Brown (16)	SB 1295-Razer
SB 1249-Black	SB 1296-O'Laughlin
SB 1250-Koenig	SB 1297-Bean
SB 1251-Crawford	SB 1298-Bean
SB 1252-Thompson Rehder	SB 1299-Bean
SB 1253-Thompson Rehder	SB 1300-Bean
SB 1254-Razer	SB 1301-Bean
SB 1255-Razer	SJR 48-Hoskins
SB 1256-Carter	SJR 49-Koenig
SB 1257-Fitzwater	SJR 50-Koenig
SB 1258-Fitzwater	SJR 51-Eigel
SB 1259-Fitzwater	SJR 52-Eigel
SB 1260-Gannon	SJR 53-Eigel
SB 1261-Carter	SJR 54-Cierpiot
SB 1262-Bean	SJR 55-Cierpiot
SB 1263-Roberts	SJR 56-Cierpiot
SB 1264-Fitzwater	SJR 57-Arthur
SB 1265-Crawford	SJR 58-Luetkemeyer
SB 1266-Luetkemeyer	SJR 59-Brattin
SB 1267-Schroer	SJR 60-Brattin
SB 1268-Schroer	SJR 61-Moon
SB 1269-Schroer	SJR 62-Moon
SB 1270-Schroer	SJR 63-Moon
SB 1271-Schroer	SJR 64-Eslinger
SB 1272-Schroer	SJR 65-Washington
SB 1273-Schroer	SJR 66-Washington
SB 1274-Schroer	SJR 67-Mosley
SB 1275-Black	SJR 68-Mosley
SB 1276-Hough	SJR 69-Mosley
SB 1277-Black	SJR 70-Fitzwater
SB 1278-May	SJR 71-Black
SB 1279-May	SJR 72-Schroer
SB 1280-Cierpiot	SJR 73-Schroer
SB 1281-Bernskoetter	SJR 74-Coleman
SB 1282-Bernskoetter	SJR 75-Carter

SJR 76-Carter
SJR 77-Carter
SJR 78-Brown (26)
SJR 79-Brown (26)

SJR 80-Moon
SJR 81-Carter
SJR 82-Brattin
SJR 83-Eigel

INFORMAL CALENDAR

RESOLUTIONS

SR 552-Eigel

HCR 28-Patterson (O'Laughlin)

To be Referred

SCR 20-Moon

SCR 21-O'Laughlin

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Journal of the Senate

SECOND REGULAR SESSION

THIRD DAY - MONDAY, JANUARY 8, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

Senator McCreery offered the following prayer:

As we begin this New Year we give thanks for fresh starts, for new beginnings, for the hope of Spring.

As we anticipate the fall of new snow tonight, let it be a reminder of the fresh shoots of green it will bring. Let it be a metaphor, a reminder, for our work here: “For true leaders plant trees in whose shade they will never sit.” Let that desire for investment in our children, for those who will follow us, guide us and lead us.

We pray for Your peace in this body and in this world.

As we remember former Senate Staff Ian Dunlap and hold his family in our hands and in our hearts. May his time in this building remind us that our time here is but temporary and fleeting.

In the words of Missouri-born poet laureate Maya Angelou: “people will forget what you said, people will forget what you did, but people will never forget how you made them feel.”

In that spirit, let us strive to understand each other better, to be better legislators, and better statesmen, worthy of your glory. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, January 4, 2024, was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	McCreery	Moon	Mosley	O’Laughlin
Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent	Washington

Williams—29

Absent—Senators—None

Absent with leave—Senators

Arthur	Brattin	Eslinger	May	Razer—5
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Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Fitzwater offered Senate Resolution No. 553, regarding Justin St. Pierre, Troy, which was adopted.

Senator Fitzwater offered Senate Resolution No. 554, regarding Taylor Cox, Winfield, which was adopted.

Senator Fitzwater offered Senate Resolution No. 555, regarding Brady Cook, Wentzville, which was adopted.

Senator Gannon offered Senate Resolution No. 556, regarding the death of Earl Boyer, De Soto, which was adopted.

Senator Eigel offered the following resolution:

SENATE RESOLUTION NO. 557
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that Senate Rules 50 and 60 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal. **Every report of an appropriations bill by the Committee on Appropriations shall contain a notation for each section of the bill that requires a new appropriation of general revenue or general revenue equivalent.**

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate.

Rule 60. **1.** An amendment shall not go beyond the second degree to an original bill.

2. Any section of an appropriations bill that has been noted by the Committee on Appropriations in its report to the senate as containing a new appropriation of general revenue or general revenue equivalent shall be considered a committee amendment and shall be voted upon separately upon the bill being brought before the senate.

3. All amendments adopted by either house to a bill pending and originating in the same shall be incorporated in the bill, and the bill as perfected shall before the third reading and final passage, be printed for the use of the members. The printing of bills ordered to third reading and final passage shall be under the supervision of the Committee on Rules, Joint Rules, Resolutions and Ethics, whose report shall set forth that they find the printed copy of such bills as theretofore agreed and furnished for the use of the members is correct. A correct record of each day's proceedings in each house shall be furnished for the use of the members of the general assembly before the record is approved and no bill shall be signed by the presiding officer of either house until such printed copy thereof shall have been furnished for the use of the members of the general assembly and the record of the previous day shall have been approved. When agreed to by both houses, the bill as finally passed shall be typed or printed and signed by the presiding officer of each house and transmitted to the governor."

Senator Bean assumed the Chair.

Seantor Eigel offered the following resolution:

SENATE RESOLUTION NO. 558
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-third District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that Senate Rule 60 be amended to read as follows:

"Rule 60. Rule 60. **1.** An amendment shall not go beyond the second degree to an original bill.

2. (a) No amendment to an appropriations bill of the state budget shall be in order if such amendment increases the total amount of general revenue or general revenue equivalent, in the aggregate, appropriated in all appropriations bills considered by the senate. Any amendment that increases the amount of general revenue or general revenue equivalent, in the aggregate, appropriated in all appropriations bills shall be required to be distributed to the senators at the same time that a separate amendment is distributed to the senators that makes an equal reduction in general revenue or general revenue equivalent in the same bill or any other of the appropriations bills still pending. If the reduction is in another bill, the decreasing amendment shall be taken up first, and the increasing amendment may be taken up only if the decreasing amendment is adopted. When a pair of amendments is submitted, the decreasing amendment shall be required to clearly identify the corresponding increasing amendment.

(b) If a senator's decreasing amendment is adopted and the same senator's increasing amendment is defeated, the decreasing amendment's adoption is moot.

(c) The offering and adoption of an amendment decreasing the amount of general revenue or general revenue equivalent appropriated without a balancing increase creates no right of another senator to offer an increasing amendment in any amount up to the amount of the decrease effected by the decreasing amendment, and no senator may be recognized for the purpose of making such an amendment.

3. All amendments adopted by either house to a bill pending and originating in the same shall be incorporated in the bill, and the bill as perfected shall before the third reading and final passage, be printed for the use of the members. The printing of bills ordered to third reading and final passage shall be under the supervision of the Committee on Rules, Joint Rules, Resolutions and Ethics, whose report shall set forth that they find the printed copy of such bills as theretofore agreed and furnished for the use of the members is correct. A correct record of each day's proceedings in each house shall be furnished for the use of the members of the general assembly before the record is approved and no bill shall be signed by the presiding officer of either house until such printed copy thereof shall have been furnished for the use of the members of the general assembly and the record of the previous day shall have been approved. When agreed to by both houses, the bill as finally passed shall be typed or printed and signed by the presiding officer of each house and transmitted to the governor."

Senator Mosley offered Senate Resolution No. 559, regarding the death of Marquisha Williams, Black Jack, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1302—By Koenig.

An Act to amend chapter 30, RSMo, by adding thereto one new section relating to prohibited investments for publicly-managed funds.

Senator Bernskoetter assumed the Chair.

SB 1303—By Schroer.

An Act to amend chapter 226, RSMo, by adding thereto one new section relating to state designations.

SB 1304—By Schroer.

An Act to repeal sections 303.425, 303.430, and 303.440, RSMo, and to enact in lieu thereof three new sections relating to motor vehicle financial responsibility.

SB 1305—By Beck.

An Act to amend chapter 407, RSMo, by adding thereto two new sections relating to age verification on dating sites, with penalty provisions.

SB 1306—By Bean.

An Act to repeal section 643.315, RSMo, and to enact in lieu thereof one new section relating to farm vehicles.

Senator Bean assumed the Chair.

SB 1307—By Eigel.

An Act to repeal section 115.306, RSMo, and to enact in lieu thereof one new section relating to eligibility for public office, with an emergency clause.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

**SENATE HEARING SCHEDULE
102nd GENERAL ASSEMBLY
SECOND REGULAR SESSION
JANUARY 8, 2024**

	Monday	Tuesday	Wednesday	Thursday
8:00-10:00 a.m.		Education and Workforce Development SL (Koenig) Agriculture, Food Production and Outdoor Resources SCR 1 (Bean) Appropriations SCR 2 (Hough)	General Laws SL (Bernskoetter) Transportation, Infrastructure & Public Safety SCR 1 (Fitzwater) Appropriations SCR 2 (Hough)	Governmental Accountability SL (Eslinger) Fiscal Oversight SCR 1 (Thompson Rehder) Appropriations SCR 2 (Hough)
10:00-Noon		Commerce, Consumer Protection, Energy & the Environment SL (Cierpiot) Emerging Issues SCR 1 (Brown-16) Appropriations SCR 2 (Hough)	Gubernatorial Appointments SL (Rowden) Health & Welfare SCR 1 (Coleman) Appropriations SCR 2 (Hough)	
Noon-1:00 p.m.		Rules, Joint Rules, Resolutions & Ethics SL (O'Laughlin) Insurance and Banking SCR 1 (Crawford) Appropriations SCR 2 (Hough)	Veterans, Military Affairs and Pensions SL (Eigel) Progress & Development SCR 1 (Arthur) Appropriations SCR 2 (Hough)	
2:00-4:00 p.m.	Economic Development and Tax Policy SL (Hoskins) Judiciary and Civil and Criminal Jurisprudence SCR 1 (Luetkemeyer) Local Government and Elections SCR 2 (Gannon)			

REFERRALS

President Pro Tem Rowden referred **SCR 20** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 724—Local Government and Elections.

SB 725—Economic Development and Tax Policy.

SB 726—Emerging Issues.

SB 727—Education and Workforce Development.

SB 728—Education and Workforce Development.

SB 729—Education and Workforce Development.

SB 730—Transportation, Infrastructure and Public Safety.

SB 731—Emerging Issues.

SB 732—Transportation, Infrastructure and Public Safety.

SB 733—Economic Development and Tax Policy.

SB 734—Veterans, Military Affairs and Pensions.

SB 735—Veterans, Military Affairs and Pensions.

SB 736—Insurance and Banking.

SB 737—Insurance and Banking.

SB 738—Transportation, Infrastructure and Public Safety.

SB 739—Local Government and Elections.

SB 740—Commerce, Consumer Protection, Energy and the Environment.

SB 741—Commerce, Consumer Protection, Energy and the Environment.

SB 742—Governmental Accountability.

SB 743—Education and Workforce Development.

SB 744—Judiciary and Civil and Criminal Jurisprudence.

SB 745—General Laws.

SB 746—Judiciary and Civil and Criminal Jurisprudence.

SB 747—Commerce, Consumer Protection, Energy and the Environment.

SB 748—Appropriations.

SB 749—Education and Workforce Development.

SB 750—Emerging Issues.

SB 751—Insurance and Banking.

SB 752—Agriculture, Food Production and Outdoor Resources.

SB 753—Insurance and Banking.

SB 754—Judiciary and Civil and Criminal Jurisprudence.

SB 755—Transportation, Infrastructure and Public Safety.

SB 756—Economic Development and Tax Policy.

SB 757—Commerce, Consumer Protection, Energy and the Environment.

SB 758—Commerce, Consumer Protection, Energy and the Environment.

SB 759—Commerce, Consumer Protection, Energy and the Environment.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 21—Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FOURTH DAY—TUESDAY, JANUARY 9, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 760-May	SB 797-Mosley
SB 761-May	SB 798-Mosley
SB 762-May	SB 799-Fitzwater
SB 763-Williams	SB 800-Fitzwater
SB 764-Williams	SB 801-Fitzwater
SB 765-Williams	SB 802-Trent
SB 766-Thompson Rehder	SB 803-Trent
SB 767-Thompson Rehder	SB 804-Trent
SB 768-Thompson Rehder	SB 805-Black
SB 769-Brattin	SB 806-Black
SB 770-Brattin	SB 807-Black
SB 771-Brattin	SB 808-Schroer
SB 772-Gannon	SB 809-Schroer
SB 773-Gannon	SB 810-Schroer
SB 774-Gannon	SB 811-Coleman
SB 775-Moon	SB 812-Coleman
SB 776-Moon	SB 813-Coleman
SB 777-Moon	SB 814-Carter
SB 778-Eslinger	SB 815-Carter
SB 779-Eslinger	SB 816-Carter
SB 780-Eslinger	SB 817-Brown (26)
SB 781-Bean	SB 818-Brown (26)
SB 782-Bean	SB 819-Brown (26)
SB 783-Bean	SB 820-McCreery
SB 784-Beck	SB 821-McCreery
SB 785-Beck	SB 822-McCreery
SB 786-Beck	SB 823-Hoskins
SB 787-Razer	SB 824-Hoskins
SB 788-Razer	SB 825-Hoskins
SB 789-Razer	SB 826-Koenig
SB 790-Roberts	SB 827-Koenig
SB 791-Roberts	SB 828-Koenig
SB 792-Roberts	SB 829-Rowden
SB 793-Washington	SB 830-Rowden
SB 794-Washington	SB 831-Eigel
SB 795-Washington	SB 832-Eigel
SB 796-Mosley	SB 833-Eigel

SB 834-Crawford	SB 880-Razer
SB 835-Crawford	SB 881-Razer
SB 836-Crawford	SB 882-Razer
SB 837-Cierpiot	SB 883-Roberts
SB 838-Cierpiot	SB 884-Roberts
SB 839-Cierpiot	SB 885-Roberts
SB 840-Arthur	SB 886-Washington
SB 841-Arthur	SB 887-Washington
SB 842-Arthur	SB 888-Washington
SB 843-Bernskoetter	SB 889-Mosley
SB 844-Bernskoetter	SB 890-Mosley
SB 845-Bernskoetter	SB 891-Mosley
SB 846-Hough	SB 892-Fitzwater
SB 847-Hough	SB 893-Fitzwater
SB 848-Hough	SB 894-Fitzwater
SB 849-Brown (16)	SB 895-Trent
SB 850-Brown (16)	SB 896-Trent
SB 851-Brown (16)	SB 897-Trent
SB 852-Luetkemeyer	SB 898-Black
SB 853-Luetkemeyer	SB 899-Black
SB 854-Luetkemeyer	SB 900-Black
SB 855-O'Laughlin	SB 901-Schroer
SB 856-O'Laughlin	SB 902-Schroer
SB 857-May	SB 903-Schroer
SB 858-May	SB 904-Coleman
SB 859-May	SB 905-Coleman
SB 860-Williams	SB 906-Coleman
SB 861-Williams	SB 907-Carter
SB 862-Thompson Rehder	SB 908-Carter
SB 863-Thompson Rehder	SB 909-Carter
SB 864-Thompson Rehder	SB 910-Brown (26)
SB 865-Brattin	SB 911-Brown (26)
SB 866-Brattin	SB 912-Brown (26)
SB 867-Brattin	SB 913-McCreery
SB 868-Moon	SB 914-McCreery
SB 869-Moon	SB 915-McCreery
SB 870-Moon	SB 916-Hoskins
SB 871-Eslinger	SB 917-Hoskins
SB 872-Eslinger	SB 918-Hoskins
SB 873-Eslinger	SB 919-Koenig
SB 874-Bean	SB 920-Koenig
SB 875-Bean	SB 921-Koenig
SB 876-Bean	SB 922-Eigel
SB 877-Beck	SB 923-Eigel
SB 878-Beck	SB 924-Eigel
SB 879-Beck	SB 925-Crawford and Bean

SB 926-Crawford	SB 974-Fitzwater
SB 927-Crawford	SB 975-Fitzwater
SB 928-Cierpiot	SB 976-Fitzwater
SB 929-Cierpiot	SB 977-Trent
SB 930-Cierpiot	SB 978-Trent
SB 931-Arthur	SB 979-Trent
SB 932-Arthur	SB 980-Black
SB 933-Arthur	SB 981-Black
SB 934-Bernskoetter	SB 982-Black
SB 935-Bernskoetter	SB 983-Schroer
SB 936-Bernskoetter	SB 984-Schroer
SB 937-Brown (16)	SB 985-Schroer
SB 938-Brown (16)	SB 986-Coleman
SB 939-Brown (16)	SB 987-Coleman
SB 940-Luetkemeyer	SB 988-Coleman
SB 941-Luetkemeyer	SB 989-Carter
SB 942-Luetkemeyer	SB 990-Carter
SB 943-May	SB 991-Carter
SB 944-May	SB 992-Brown (26)
SB 945-May	SB 993-Brown (26)
SB 946-Thompson Rehder	SB 994-Brown (26)
SB 947-Thompson Rehder	SB 995-McCreery
SB 948-Brattin	SB 996-McCreery
SB 949-Brattin	SB 997-McCreery
SB 950-Brattin	SB 998-Hoskins
SB 951-Moon	SB 999-Hoskins
SB 952-Moon	SB 1000-Hoskins
SB 953-Moon	SB 1001-Koenig
SB 954-Eslinger	SB 1002-Koenig
SB 955-Eslinger	SB 1003-Koenig
SB 956-Eslinger	SB 1004-Eigel
SB 957-Bean	SB 1005-Eigel
SB 958-Bean	SB 1006-Eigel
SB 959-Beck	SB 1007-Crawford
SB 960-Beck	SB 1008-Crawford
SB 962-Razer	SB 1009-Cierpiot
SB 963-Razer	SB 1010-Cierpiot
SB 964-Razer	SB 1011-Cierpiot
SB 965-Roberts	SB 1012-Arthur
SB 966-Roberts	SB 1013-Arthur
SB 967-Roberts	SB 1014-Arthur
SB 968-Washington	SB 1015-Bernskoetter
SB 969-Washington	SB 1016-Bernskoetter
SB 970-Washington	SB 1017-Bernskoetter
SB 971-Mosley	SB 1018-Brown (16)
SB 972-Mosley	SB 1019-Brown (16)
SB 973-Mosley	SB 1020-Luetkemeyer

SB 1021-May	SB 1067-Brown (26)
SB 1022-May	SB 1068-Brown (26)
SB 1023-May	SB 1069-McCreery
SB 1024-Brattin	SB 1070-McCreery
SB 1025-Brattin	SB 1071-McCreery
SB 1026-Brattin	SB 1072-Hoskins
SB 1027-Moon	SB 1073-Hoskins
SB 1028-Moon	SB 1074-Hoskins
SB 1029-Moon	SB 1075-Koenig
SB 1030-Eslinger	SB 1076-Koenig
SB 1031-Eslinger	SB 1077-Koenig
SB 1032-Eslinger	SB 1078-Cierpiot
SB 1033-Beck	SB 1079-Cierpiot
SB 1034-Beck	SB 1080-Arthur
SB 1035-Beck	SB 1081-Arthur
SB 1036-Razer	SB 1082-Arthur
SB 1037-Razer	SB 1083-May
SB 1038-Razer	SB 1084-Brattin
SB 1039-Roberts	SB 1085-Brattin
SB 1040-Roberts	SB 1086-Brattin
SB 1041-Roberts	SB 1087-Moon
SB 1042-Washington	SB 1088-Moon
SB 1043-Washington	SB 1089-Moon
SB 1044-Washington	SB 1090-Eslinger
SB 1045-Mosley	SB 1091-Eslinger
SB 1046-Mosley	SB 1092-Eslinger
SB 1047-Mosley	SB 1093-Beck
SB 1048-Fitzwater	SB 1094-Beck
SB 1049-Fitzwater	SB 1095-Razer
SB 1050-Fitzwater	SB 1096-Roberts
SB 1051-Trent	SB 1097-Roberts
SB 1052-Trent	SB 1098-Roberts
SB 1053-Trent	SB 1099-Washington
SB 1054-Black	SB 1100-Washington
SB 1055-Black	SB 1101-Washington
SB 1056-Black	SB 1102-Mosley
SB 1057-Schroer	SB 1103-Mosley
SB 1058-Schroer	SB 1104-Mosley
SB 1059-Schroer	SB 1105-Fitzwater
SB 1060-Coleman	SB 1106-Fitzwater
SB 1061-Coleman	SB 1107-Fitzwater
SB 1062-Coleman	SB 1108-Trent
SB 1063-Carter	SB 1109-Trent
SB 1064-Carter	SB 1110-Trent
SB 1065-Carter	SB 1111-Black
SB 1066-Brown (26)	SB 1112-Black

SB 1113-Black
SB 1114-Schroer
SB 1115-Schroer
SB 1116-Schroer
SB 1117-Coleman
SB 1118-Coleman
SB 1119-Coleman
SB 1120-Carter
SB 1123-Brown (26)
SB 1124-Brown (26)
SB 1125-Brown (26)
SB 1126-McCreery
SB 1127-McCreery
SB 1128-McCreery
SB 1129-Hoskins
SB 1130-Hoskins
SB 1131-Hoskins
SB 1132-Koenig
SB 1133-Koenig
SB 1134-Koenig
SB 1135-Arthur
SB 1136-Arthur
SB 1137-Arthur
SB 1138-Brattin
SB 1139-Brattin
SB 1140-Brattin
SB 1141-Moon
SB 1142-Moon
SB 1143-Moon
SB 1144-Eslinger
SB 1145-Eslinger
SB 1146-Eslinger
SB 1147-Roberts
SB 1148-Roberts
SB 1149-Roberts
SB 1150-Washington
SB 1151-Washington
SB 1152-Washington
SB 1153-Mosley
SB 1154-Mosley
SB 1155-Mosley
SB 1156-Fitzwater
SB 1157-Fitzwater
SB 1158-Fitzwater
SB 1159-Trent
SB 1160-Trent
SB 1161-Trent

SB 1162-Black
SB 1163-Black
SB 1164-Black
SB 1165-Schroer
SB 1166-Schroer
SB 1167-Coleman
SB 1168-Coleman
SB 1169-Coleman
SB 1170-Carter
SB 1172-Brown (26)
SB 1173-McCreery
SB 1174-McCreery
SB 1175-McCreery
SB 1176-Hoskins
SB 1177-Hoskins
SB 1178-Hoskins
SB 1179-Koenig
SB 1180-Koenig
SB 1181-Koenig
SB 1182-Arthur
SB 1183-Arthur
SB 1184-Arthur
SB 1185-Brattin
SB 1186-Moon
SB 1187-Moon
SB 1188-Moon
SB 1189-Eslinger
SB 1190-Eslinger
SB 1191-Roberts
SB 1192-Roberts
SB 1193-Roberts
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Trent
SB 1200-Trent
SB 1201-Trent
SB 1202-Black
SB 1203-Coleman
SB 1204-McCreery
SB 1205-McCreery
SB 1206-McCreery
SB 1207-Hoskins
SB 1208-Koenig
SB 1209-Arthur

SB 1210-Arthur	SB 1256-Carter
SB 1211-Arthur	SB 1257-Fitzwater
SB 1212-Moon	SB 1258-Fitzwater
SB 1213-Moon	SB 1259-Fitzwater
SB 1214-Moon	SB 1260-Gannon
SB 1215-Roberts	SB 1261-Carter
SB 1216-Washington	SB 1262-Bean
SB 1217-Washington	SB 1263-Roberts
SB 1218-Washington	SB 1264-Fitzwater
SB 1219-Trent	SB 1265-Crawford
SB 1220-Trent	SB 1266-Luetkemeyer
SB 1221-Trent	SB 1267-Schroer
SB 1222-Arthur	SB 1268-Schroer
SB 1223-Arthur	SB 1269-Schroer
SB 1224-Moon	SB 1270-Schroer
SB 1225-Moon	SB 1271-Schroer
SB 1226-Moon	SB 1272-Schroer
SB 1227-Washington	SB 1273-Schroer
SB 1228-Washington	SB 1274-Schroer
SB 1229-Washington	SB 1275-Black
SB 1230-Trent	SB 1276-Hough
SB 1231-Trent	SB 1277-Black
SB 1232-Trent	SB 1278-May
SB 1233-Moon	SB 1279-May
SB 1234-Moon	SB 1280-Cierpiot
SB 1235-Washington	SB 1281-Bernskoetter
SB 1236-Washington	SB 1282-Bernskoetter
SB 1237-Washington	SB 1283-Bernskoetter
SB 1238-Washington	SB 1284-Trent
SB 1239-Washington	SB 1285-Schroer
SB 1240-Washington	SB 1286-Bernskoetter
SB 1241-Washington	SB 1287-Crawford
SB 1242-Washington	SB 1288-Brattin
SB 1243-Washington	SB 1289-Carter
SB 1244-Hoskins	SB 1290-Carter
SB 1245-Thompson Rehder	SB 1291-Carter
SB 1246-Thompson Rehder	SB 1292-Crawford
SB 1247-Black	SB 1293-Gannon
SB 1248-Brown (16)	SB 1294-Williams
SB 1249-Black	SB 1295-Razer
SB 1250-Koenig	SB 1296-O'Laughlin
SB 1251-Crawford	SB 1297-Bean
SB 1252-Thompson Rehder	SB 1298-Bean
SB 1253-Thompson Rehder	SB 1299-Bean
SB 1254-Razer	SB 1300-Bean
SB 1255-Razer	SB 1301-Bean

SB 1302-Koenig
SB 1303-Schroer
SB 1304-Schroer
SB 1305-Beck
SB 1306-Bean
SB 1307-Eigel
SJR 48-Hoskins
SJR 49-Koenig
SJR 50-Koenig
SJR 51-Eigel
SJR 52-Eigel
SJR 53-Eigel
SJR 54-Cierpiot
SJR 55-Cierpiot
SJR 56-Cierpiot
SJR 57-Arthur
SJR 58-Luetkemeyer
SJR 59-Brattin
SJR 60-Brattin
SJR 61-Moon
SJR 62-Moon

SJR 63-Moon
SJR 64-Eslinger
SJR 65-Washington
SJR 66-Washington
SJR 67-Mosley
SJR 68-Mosley
SJR 69-Mosley
SJR 70-Fitzwater
SJR 71-Black
SJR 72-Schroer
SJR 73-Schroer
SJR 74-Coleman
SJR 75-Carter
SJR 76-Carter
SJR 77-Carter
SJR 78-Brown (26)
SJR 79-Brown (26)
SJR 80-Moon
SJR 81-Carter
SJR 82-Brattin
SJR 83-Eigel

INFORMAL CALENDAR

RESOLUTIONS

SR 552-Eigel
SR 557-Eigel

SR 558-Eigel
HCR 28-Patterson (O'Laughlin)

✓

Journal of the Senate

SECOND REGULAR SESSION

FOURTH DAY - TUESDAY, JANUARY 9, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Trent offered the following prayer:

"The Lord will keep You from all harm—he will watch over your life; the Lord will watch over Your coming and going both now and forevermore." (Psalm 121:7-8 NIV)

Heavenly Father, through travel in bad weather and good, we ask that You would watch over our coming and going. Keep us from all harm, and guide us so that we do not harm others.

Help us to be mindful of those around us, and to be a blessing to them as we go about our work. Help us not to forget that You are sovereign. Use us to accomplish Your purposes. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)	Carter
Cierpiot	Crawford	Eigel	Fitzwater	Gannon	Hoskins	Hough
Koenig	Luetkemeyer	McCreery	Moon	Mosley	O'Laughlin	Razer
Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent	Washington

Williams—29

Absent—Senator Coleman—1

Absent with leave—Senators

Arthur	Brattin	Eslinger	May—4
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Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 560, regarding the wind ensemble at Platte County High School, Platte City, which was adopted.

Senator Moon offered the following resolution:

SENATE RESOLUTION NO. 561
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-ninth District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem **and every senate bill that is filed under Rule 44 prior to the opening day of the next regular session shall be referred to a committee within thirty calendar days**; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate."

Senator Moon offered the following resolution:

SENATE RESOLUTION NO. 562
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-ninth District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that Senate Rule 50 be amended to read as follows:

"Rule 50. Referrals of bills and appointments to committee shall be made by the president pro tem; and no bill shall be considered for final passage unless it has been reported on by a committee and printed for the use of the senators. **The chair of each committee shall be authorized to report, and the president pro tem shall receive, no more than three bills deemed reportable by the chair of the committee when the senate is on the order of business of reports of standing committees. The president pro tem may receive additional bills beyond the three that the chair is authorized to report at his or her discretion.** A report of all bills recommended "do pass" by a committee shall be submitted to the senate by the chairman and all committee amendments accompanying the report shall be printed in the Journal.

After a bill has been referred to a committee, one-third of the senators elected has the power to relieve a committee of further consideration of a bill and place it on the calendar for consideration. In any case where a committee has been relieved of further consideration of a bill as herein provided, a majority of the senators present but not less than one-third of the senators elected, may, at any time before final passage thereof, again refer the bill to the same or some other committee for consideration. No bill or resolution shall be reported adversely by any committee until the author of the bill or resolution has been given an opportunity to appear and be heard before the committee to which it is referred.

One-third of the senators elected may relieve a committee of an appointment and a motion to grant advice and consent of the Senate to that appointment is then in order upon a vote of the majority of the Senate."

Senator Moon offered the following resolution:

SENATE RESOLUTION NO. 563
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the Twenty-ninth District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that Senate Rule 96 be amended to read as follows:

"Rule 96. 1. Laptop computers may be used by Senators, Senators' staff and senate staff at the staff table, by the Secretary of the Senate at the dais, and by the research staff at the research table in the Senate Chamber as long as their use does not violate Rule 78 or is otherwise disruptive to the business of the Senate. An electronic device approved by the Committee on Administration and provided by the Senate that is capable of monitoring legislation may be used by a Senator in the chamber. Any such approved electronic device shall not be a laptop computer. No person shall take any photograph in the Senate Gallery. Persons with cameras, flash cameras, lights, or other paraphernalia may be allowed to use such devices at committee meetings with the permission of the Chairman as long as they do not prove disruptive to the decorum of the committee. Smoking is not permissible in the Senate Chamber or Gallery, the Kirchoff Gallery, the Pershing Gallery, the Bingham Gallery, committee rooms, lounge, the hallways, restrooms or elevators.

2. For the purpose of compliance with the Americans with Disabilities Act, the President Pro Tem may designate a portion of the Senate Chamber as handicap accessible and such areas shall not be considered a part of the floor of the Senate for the purposes of section 21.420, RSMo. Persons using such area shall not lobby members of the Senate while going to and from or while using the designated area.

3. In order to provide members of the public with the opportunity to view the proceedings of the senate when they are unable to do so in person, the senate shall provide an audio and video feed of the senate proceedings that shall be available on the website of the senate. Such audio and video feed shall become operational no later than March 1, 2024."

Senator May offered Senate Resolution No. 564, regarding the death of Bernard Hatley, Ferguson, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1308—By Brown (26).

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of a memorial highway.

SB 1309—By Trent.

An Act to amend chapter 137, RSMo, by adding thereto one new section relating to the assessment of solar property.

SB 1310—By Trent.

An Act to amend chapter 21, RSMo, by adding thereto one new section relating to the appointment and duties of commissioners to attend an Article V convention.

SB 1311—By Trent.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to a pilot program for media literacy and critical thinking.

SB 1312—By Rowden.

An Act to repeal section 574.120, RSMo, and to enact in lieu thereof one new section relating to the offense of making a terrorist threat in the second degree, with penalty provisions.

SB 1313—By Luetkemeyer.

An Act to amend chapter 324, RSMo, by adding thereto one new section relating to fraudulent misrepresentations in advertisements of health care practitioners.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 760—Judiciary and Civil and Criminal Jurisprudence.

SB 761—Education and Workforce Development.

SB 762—Education and Workforce Development.

SB 763—Judiciary and Civil and Criminal Jurisprudence.

SB 764—Local Government and Elections.

SB 765—Judiciary and Civil and Criminal Jurisprudence.

SB 766—Education and Workforce Development.

SB 767—Judiciary and Civil and Criminal Jurisprudence.

SB 768—Emerging Issues.

SB 769—Local Government and Elections.

SB 770—Education and Workforce Development.

SB 771—General Laws.

SB 772—Transportation, Infrastructure and Public Safety.

SB 773—Education and Workforce Development.

SB 774—Local Government and Elections.

SB 775—Health and Welfare.

SB 776—Emerging Issues.

SB 777—Economic Development and Tax Policy.

SB 778—Governmental Accountability.

SB 779—Health and Welfare.

SB 780—Education and Workforce Development.

SB 781—Economic Development and Tax Policy.

SB 782—Agriculture, Food Production and Outdoor Resources.

SB 783—General Laws.

SB 784—Education and Workforce Development.

SB 785—Economic Development and Tax Policy.

SB 786—Agriculture, Food Production and Outdoor Resources.

SB 787—General Laws.

SB 788—Judiciary and Civil and Criminal Jurisprudence.

SB 789—Commerce, Consumer Protection, Energy and the Environment.

SB 790—General Laws.

SB 791—Health and Welfare.

SB 792—Economic Development and Tax Policy.

SB 793—Economic Development and Tax Policy.

SB 794—Fiscal Oversight.

SB 795—Progress and Development.

SB 796—Transportation, Infrastructure and Public Safety.

SB 797—Local Government and Elections.

SB 798—Judiciary and Civil and Criminal Jurisprudence.

SB 799—Transportation, Infrastructure and Public Safety.

SB 800—Transportation, Infrastructure and Public Safety.

SB 801—Health and Welfare.

SB 802—Emerging Issues.

SB 803—Commerce, Consumer Protection, Energy and the Environment.

SB 804—Education and Workforce Development.

SB 805—Commerce, Consumer Protection, Energy and the Environment.

SB 806—Agriculture, Food Production and Outdoor Resources.

SB 807—Governmental Accountability.

SB 808—Transportation, Infrastructure and Public Safety.

SB 809—Governmental Accountability.

SB 810—Health and Welfare.

SB 811—Health and Welfare.

SB 812—Education and Workforce Development.

SB 813—Health and Welfare.

SB 814—Education and Workforce Development.

SB 815—Insurance and Banking.

SB 816—Local Government and Elections.

SB 817—Governmental Accountability.

SB 818—Governmental Accountability.

SB 819—Education and Workforce Development.

SB 820—Transportation, Infrastructure and Public Safety.

SB 821—Insurance and Banking.

SB 822—Economic Development and Tax Policy.

COMMUNICATIONS

Senator Rizzo submitted the following:

January 9, 2024

Kristina Martin – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65109

Dear Kristina:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Lauren Arthur from the Committee on Education and Workforce Development. In her absence, I hereby appoint Senator Tracy McCreery to the same committee.

Sincerely,



John J. Rizzo

INTRODUCTION OF GUESTS

Senator Moon introduced to the Senate, Matt Goodsell, Ashland.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTH DAY–WEDNESDAY, JANUARY 10, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 823-Hoskins
SB 824-Hoskins
SB 825-Hoskins
SB 826-Koenig
SB 827-Koenig
SB 828-Koenig

SB 829-Rowden
SB 830-Rowden
SB 831-Eigel
SB 832-Eigel
SB 833-Eigel
SB 834-Crawford

SB 835-Crawford	SB 882-Razer
SB 836-Crawford	SB 883-Roberts
SB 837-Cierpiot	SB 884-Roberts
SB 838-Cierpiot	SB 885-Roberts
SB 839-Cierpiot	SB 886-Washington
SB 840-Arthur	SB 887-Washington
SB 841-Arthur	SB 888-Washington
SB 842-Arthur	SB 889-Mosley
SB 843-Bernskoetter	SB 890-Mosley
SB 844-Bernskoetter	SB 891-Mosley
SB 845-Bernskoetter	SB 892-Fitzwater
SB 846-Hough	SB 893-Fitzwater
SB 847-Hough	SB 894-Fitzwater
SB 848-Hough	SB 895-Trent
SB 849-Brown (16)	SB 896-Trent
SB 850-Brown (16)	SB 897-Trent
SB 851-Brown (16)	SB 898-Black
SB 852-Luetkemeyer	SB 899-Black
SB 853-Luetkemeyer	SB 900-Black
SB 854-Luetkemeyer	SB 901-Schroer
SB 855-O'Laughlin	SB 902-Schroer
SB 856-O'Laughlin	SB 903-Schroer
SB 857-May	SB 904-Coleman
SB 858-May	SB 905-Coleman
SB 859-May	SB 906-Coleman
SB 860-Williams	SB 907-Carter
SB 861-Williams	SB 908-Carter
SB 862-Thompson Rehder	SB 909-Carter
SB 863-Thompson Rehder	SB 910-Brown (26)
SB 864-Thompson Rehder	SB 911-Brown (26)
SB 865-Brattin	SB 912-Brown (26)
SB 866-Brattin	SB 913-McCreery
SB 867-Brattin	SB 914-McCreery
SB 868-Moon	SB 915-McCreery
SB 869-Moon	SB 916-Hoskins
SB 870-Moon	SB 917-Hoskins
SB 871-Eslinger	SB 918-Hoskins
SB 872-Eslinger	SB 919-Koenig
SB 873-Eslinger	SB 920-Koenig
SB 874-Bean	SB 921-Koenig
SB 875-Bean	SB 922-Eigel
SB 876-Bean	SB 923-Eigel
SB 877-Beck	SB 924-Eigel
SB 878-Beck	SB 925-Crawford and Bean
SB 879-Beck	SB 926-Crawford
SB 880-Razer	SB 927-Crawford
SB 881-Razer	SB 928-Cierpiot

SB 929-Cierpiot	SB 977-Trent
SB 930-Cierpiot	SB 978-Trent
SB 931-Arthur	SB 979-Trent
SB 932-Arthur	SB 980-Black
SB 933-Arthur	SB 981-Black
SB 934-Bernskoetter	SB 982-Black
SB 935-Bernskoetter	SB 983-Schroer
SB 936-Bernskoetter	SB 984-Schroer
SB 937-Brown (16)	SB 985-Schroer
SB 938-Brown (16)	SB 986-Coleman
SB 939-Brown (16)	SB 987-Coleman
SB 940-Luetkemeyer	SB 988-Coleman
SB 941-Luetkemeyer	SB 989-Carter
SB 942-Luetkemeyer	SB 990-Carter
SB 943-May	SB 991-Carter
SB 944-May	SB 992-Brown (26)
SB 945-May	SB 993-Brown (26)
SB 946-Thompson Rehder	SB 994-Brown (26)
SB 947-Thompson Rehder	SB 995-McCreery
SB 948-Brattin	SB 996-McCreery
SB 949-Brattin	SB 997-McCreery
SB 950-Brattin	SB 998-Hoskins
SB 951-Moon	SB 999-Hoskins
SB 952-Moon	SB 1000-Hoskins
SB 953-Moon	SB 1001-Koenig
SB 954-Eslinger	SB 1002-Koenig
SB 955-Eslinger	SB 1003-Koenig
SB 956-Eslinger	SB 1004-Eigel
SB 957-Bean	SB 1005-Eigel
SB 958-Bean	SB 1006-Eigel
SB 959-Beck	SB 1007-Crawford
SB 960-Beck	SB 1008-Crawford
SB 962-Razer	SB 1009-Cierpiot
SB 963-Razer	SB 1010-Cierpiot
SB 964-Razer	SB 1011-Cierpiot
SB 965-Roberts	SB 1012-Arthur
SB 966-Roberts	SB 1013-Arthur
SB 967-Roberts	SB 1014-Arthur
SB 968-Washington	SB 1015-Bernskoetter
SB 969-Washington	SB 1016-Bernskoetter
SB 970-Washington	SB 1017-Bernskoetter
SB 971-Mosley	SB 1018-Brown (16)
SB 972-Mosley	SB 1019-Brown (16)
SB 973-Mosley	SB 1020-Luetkemeyer
SB 974-Fitzwater	SB 1021-May
SB 975-Fitzwater	SB 1022-May
SB 976-Fitzwater	SB 1023-May

SB 1024-Brattin	SB 1071-McCreery
SB 1025-Brattin	SB 1072-Hoskins
SB 1026-Brattin	SB 1073-Hoskins
SB 1027-Moon	SB 1074-Hoskins
SB 1028-Moon	SB 1075-Koenig
SB 1029-Moon	SB 1076-Koenig
SB 1030-Eslinger	SB 1077-Koenig
SB 1031-Eslinger	SB 1078-Cierpiot
SB 1032-Eslinger	SB 1079-Cierpiot
SB 1033-Beck	SB 1080-Arthur
SB 1034-Beck	SB 1081-Arthur
SB 1035-Beck	SB 1082-Arthur
SB 1036-Razer	SB 1083-May
SB 1037-Razer	SB 1084-Brattin
SB 1038-Razer	SB 1085-Brattin
SB 1039-Roberts	SB 1086-Brattin
SB 1040-Roberts	SB 1087-Moon
SB 1041-Roberts	SB 1088-Moon
SB 1042-Washington	SB 1089-Moon
SB 1043-Washington	SB 1090-Eslinger
SB 1044-Washington	SB 1091-Eslinger
SB 1045-Mosley	SB 1092-Eslinger
SB 1046-Mosley	SB 1093-Beck
SB 1047-Mosley	SB 1094-Beck
SB 1048-Fitzwater	SB 1095-Razer
SB 1049-Fitzwater	SB 1096-Roberts
SB 1050-Fitzwater	SB 1097-Roberts
SB 1051-Trent	SB 1098-Roberts
SB 1052-Trent	SB 1099-Washington
SB 1053-Trent	SB 1100-Washington
SB 1054-Black	SB 1101-Washington
SB 1055-Black	SB 1102-Mosley
SB 1056-Black	SB 1103-Mosley
SB 1057-Schroer	SB 1104-Mosley
SB 1058-Schroer	SB 1105-Fitzwater
SB 1059-Schroer	SB 1106-Fitzwater
SB 1060-Coleman	SB 1107-Fitzwater
SB 1061-Coleman	SB 1108-Trent
SB 1062-Coleman	SB 1109-Trent
SB 1063-Carter	SB 1110-Trent
SB 1064-Carter	SB 1111-Black
SB 1065-Carter	SB 1112-Black
SB 1066-Brown (26)	SB 1113-Black
SB 1067-Brown (26)	SB 1114-Schroer
SB 1068-Brown (26)	SB 1115-Schroer
SB 1069-McCreery	SB 1116-Schroer
SB 1070-McCreery	SB 1117-Coleman

SB 1118-Coleman
SB 1119-Coleman
SB 1120-Carter
SB 1123-Brown (26)
SB 1124-Brown (26)
SB 1125-Brown (26)
SB 1126-McCreery
SB 1127-McCreery
SB 1128-McCreery
SB 1129-Hoskins
SB 1130-Hoskins
SB 1131-Hoskins
SB 1132-Koenig
SB 1133-Koenig
SB 1134-Koenig
SB 1135-Arthur
SB 1136-Arthur
SB 1137-Arthur
SB 1138-Brattin
SB 1139-Brattin
SB 1140-Brattin
SB 1141-Moon
SB 1142-Moon
SB 1143-Moon
SB 1144-Eslinger
SB 1145-Eslinger
SB 1146-Eslinger
SB 1147-Roberts
SB 1148-Roberts
SB 1149-Roberts
SB 1150-Washington
SB 1151-Washington
SB 1152-Washington
SB 1153-Mosley
SB 1154-Mosley
SB 1155-Mosley
SB 1156-Fitzwater
SB 1157-Fitzwater
SB 1158-Fitzwater
SB 1159-Trent
SB 1160-Trent
SB 1161-Trent
SB 1162-Black
SB 1163-Black
SB 1164-Black
SB 1165-Schroer
SB 1166-Schroer

SB 1167-Coleman
SB 1168-Coleman
SB 1169-Coleman
SB 1170-Carter
SB 1172-Brown (26)
SB 1173-McCreery
SB 1174-McCreery
SB 1175-McCreery
SB 1176-Hoskins
SB 1177-Hoskins
SB 1178-Hoskins
SB 1179-Koenig
SB 1180-Koenig
SB 1181-Koenig
SB 1182-Arthur
SB 1183-Arthur
SB 1184-Arthur
SB 1185-Brattin
SB 1186-Moon
SB 1187-Moon
SB 1188-Moon
SB 1189-Eslinger
SB 1190-Eslinger
SB 1191-Roberts
SB 1192-Roberts
SB 1193-Roberts
SB 1194-Washington
SB 1195-Washington
SB 1196-Washington
SB 1197-Mosley
SB 1198-Mosley
SB 1199-Trent
SB 1200-Trent
SB 1201-Trent
SB 1202-Black
SB 1203-Coleman
SB 1204-McCreery
SB 1205-McCreery
SB 1206-McCreery
SB 1207-Hoskins
SB 1208-Koenig
SB 1209-Arthur
SB 1210-Arthur
SB 1211-Arthur
SB 1212-Moon
SB 1213-Moon
SB 1214-Moon

SB 1215-Roberts	SB 1262-Bean
SB 1216-Washington	SB 1263-Roberts
SB 1217-Washington	SB 1264-Fitzwater
SB 1218-Washington	SB 1265-Crawford
SB 1219-Trent	SB 1266-Luetkemeyer
SB 1220-Trent	SB 1267-Schroer
SB 1221-Trent	SB 1268-Schroer
SB 1222-Arthur	SB 1269-Schroer
SB 1223-Arthur	SB 1270-Schroer
SB 1224-Moon	SB 1271-Schroer
SB 1225-Moon	SB 1272-Schroer
SB 1226-Moon	SB 1273-Schroer
SB 1227-Washington	SB 1274-Schroer
SB 1228-Washington	SB 1275-Black
SB 1229-Washington	SB 1276-Hough
SB 1230-Trent	SB 1277-Black
SB 1231-Trent	SB 1278-May
SB 1232-Trent	SB 1279-May
SB 1233-Moon	SB 1280-Cierpiot
SB 1234-Moon	SB 1281-Bernskoetter
SB 1235-Washington	SB 1282-Bernskoetter
SB 1236-Washington	SB 1283-Bernskoetter
SB 1237-Washington	SB 1284-Trent
SB 1238-Washington	SB 1285-Schroer
SB 1239-Washington	SB 1286-Bernskoetter
SB 1240-Washington	SB 1287-Crawford
SB 1241-Washington	SB 1288-Brattin
SB 1242-Washington	SB 1289-Carter
SB 1243-Washington	SB 1290-Carter
SB 1244-Hoskins	SB 1291-Carter
SB 1245-Thompson Rehder	SB 1292-Crawford
SB 1246-Thompson Rehder	SB 1293-Gannon
SB 1247-Black	SB 1294-Williams
SB 1248-Brown (16)	SB 1295-Razer
SB 1249-Black	SB 1296-O'Laughlin
SB 1250-Koenig	SB 1297-Bean
SB 1251-Crawford	SB 1298-Bean
SB 1252-Thompson Rehder	SB 1299-Bean
SB 1253-Thompson Rehder	SB 1300-Bean
SB 1254-Razer	SB 1301-Bean
SB 1255-Razer	SB 1302-Koenig
SB 1256-Carter	SB 1303-Schroer
SB 1257-Fitzwater	SB 1304-Schroer
SB 1258-Fitzwater	SB 1305-Beck
SB 1259-Fitzwater	SB 1306-Bean
SB 1260-Gannon	SB 1307-Eigel
SB 1261-Carter	SB 1308-Brown (26)

SB 1309-Trent	SJR 64-Eslinger
SB 1310-Trent	SJR 65-Washington
SB 1311-Trent	SJR 66-Washington
SB 1312-Rowden	SJR 67-Mosley
SB 1313-Luetkemeyer	SJR 68-Mosley
SJR 48-Hoskins	SJR 69-Mosley
SJR 49-Koenig	SJR 70-Fitzwater
SJR 50-Koenig	SJR 71-Black
SJR 51-Eigel	SJR 72-Schroer
SJR 52-Eigel	SJR 73-Schroer
SJR 53-Eigel	SJR 74-Coleman
SJR 54-Cierpiot	SJR 75-Carter
SJR 55-Cierpiot	SJR 76-Carter
SJR 56-Cierpiot	SJR 77-Carter
SJR 57-Arthur	SJR 78-Brown (26)
SJR 58-Luetkemeyer	SJR 79-Brown (26)
SJR 59-Brattin	SJR 80-Moon
SJR 60-Brattin	SJR 81-Carter
SJR 61-Moon	SJR 82-Brattin
SJR 62-Moon	SJR 83-Eigel
SJR 63-Moon	

INFORMAL CALENDAR

RESOLUTIONS

SR 552-Eigel	SR 562-Moon
SR 557-Eigel	SR 558-Eigel
SR 561-Moon	SR 563-Moon
HCR 28-Patterson (O'Laughlin)	

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Journal of the Senate

SECOND REGULAR SESSION

FIFTH DAY - WEDNESDAY, JANUARY 10, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

Senator Brattin offered the following prayer:

“After they prayed, the place where they were meeting was shaken. And they were all filled with the Holy Spirit and spoke the word of God boldly.” (Acts 4:31)

Good and gracious Heavenly Father, we come before You today and ask for Your spirit to fill us, give us the power, and vision to boldly, and loudly proclaim Your truth. Without exception, without fear of those who conspire against us.

We praise You, and Honor You, and in Your Son, Jesus Christs name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	McCreery	Moon	Mosley
O’Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Arthur Coleman May—3

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Eigel moved that **SR 552** be taken up for adoption, which motion prevailed.

Senator Bean assumed the Chair.

Senator Koenig offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Resolution No. 552, as it appears on pages 92-93 of the Senate Journal for Thursday, January 4, 2024, Lines 3-4, by striking all bold language from said lines and inserting in lieu thereof the following: **“bill for an original bill or for a committee substitute that adds one or more sections of law from one or more chapters of the Missouri revised statutes that were not included in the original bill or a committee substitute shall be adopted until such substitute has been distributed to each member of the senate for at least one legislative day or twenty-four hours, whichever is less.”**.

Senator Koenig moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Moon offered **SA 1** to **SA 1**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Resolution No. 552, Page 1, Lines 9-10, by striking all of said lines and inserting in lieu thereof the following: **“least twenty-four hours.”**.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Koenig moved that **SA 1** be adopted, which motion failed.

On motion of Senator Eigel, **SR 552** failed of adoption by the following vote:

YEAS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Moon	Schroer—7
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NAYS—Senators

Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot	Crawford
Fitzwater	Gannon	Hough	Koenig	Luetkemeyer	McCreery	Mosley
O'Laughlin	Razer	Rizzo	Roberts	Rowden	Thompson Rehder	Trent
Washington	Williams—23					

Absent—Senator Eslinger—1

Absent with leave—Senators

Arthur	Coleman	May—3
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Vacancies—None

CONCURRENT RESOLUTIONS

Senator Carter offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 22

Relating to missions of institutions of higher education.

Whereas, Missouri state law provides a process that state colleges and universities may use to seek a statewide mission designation; and

Whereas, this process authorizes the Coordinating Board for Higher Education to approve a change in the statewide mission of any state college or university upon being presented with evidence that the institution has the capacity to implement such mission change successfully; and

Whereas, Missouri Southern State University has provided the Coordinating Board for Higher Education with evidence that it has the capacity to discharge a statewide mission in health and life sciences and immersive learning experiences, in addition to the University's existing statewide mission in international or global education; and

Whereas, the Coordinating Board for Higher Education voted to approve Missouri Southern State University's request for such mission change at the Board's meeting on September 13, 2023;

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby approve the proposed mission change of Missouri Southern State University; and

Be It Further Resolved that Missouri Southern State University is hereby designated and shall hereafter be operated as a statewide institution of international or global education, health and life sciences, and immersive learning experiences; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

Senator Schroer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 23

An act by concurrent resolution and pursuant to Article IV, Section 8, to disapprove the final order of rulemaking for the proposed amendment to 5 CSR 20-100.230, relating to the Virtual Instruction Program.

Whereas, the Department of Elementary and Secondary Education filed a proposed amendment for 5 CSR 20-100.230 on January 17, 2023, and filed the order of rulemaking with the Joint Committee on Administrative Rules on April 26, 2023; and

Whereas, the Joint Committee on Administrative Rules held hearings on May 25, 2023 and has found 5 CSR 20-100.230, lacking in compliance with the provisions of Chapter 536, RSMo;

Now, therefore, be it resolved the General Assembly finds that the Department of Elementary and Secondary Education has violated the provisions of Chapter 536, RSMo, when it failed to comply with the provisions of section 536.014, RSMo; and

Be it further resolved that the One Hundred Second General Assembly, Second Regular Session, upon concurrence of a majority of the members of the Senate and a majority of the members of the House of Representatives, hereby permanently disapproves and suspends the final order of rulemaking for the proposed amendment to 5 CSR 20-100.230, Virtual Instruction Program; and

Be it further resolved that a copy of the foregoing be submitted to the Secretary of State so that the Secretary of State may publish in the Missouri Register, as soon as practicable, notice of the disapproval of the final order of rulemaking for the proposed amendment to 5 CSR 20-100.230, upon this resolution having been signed by the Governor or having been approved by two-thirds of each house of the One Hundred Second General Assembly, Second Regular Session, after veto by the Governor as provided in Article III, Sections 31 and 32, and Article IV, Section 8 of the Missouri Constitution; and

Be it further resolved that a properly inscribed copy be presented to the Governor in accordance with Article IV, Section 8 of the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1314—By Fitzwater.

An Act to amend chapter 105, RSMo, by adding thereto one new section relating to expenditures by state departments.

SB 1315—By Fitzwater.

An Act to repeal sections 319.015, 319.022, 319.024, 319.025, 319.026, 319.027, 319.030, 319.031, and 319.035, RSMo, and to enact in lieu thereof eleven new sections relating to underground facilities, with penalty provisions.

SB 1316—By Cierpiot.

An Act to repeal section 67.2677, RSMo, and to enact in lieu thereof one new section relating to municipal franchise fees for video service providers.

SB 1317—By Gannon.

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to insurance coverage of self-administered hormonal contraceptives.

SB 1318—By Moon.

An Act to repeal sections 44.100 and 537.295, RSMo, and to enact in lieu thereof three new sections relating to agriculture.

RESOLUTIONS

Senator Williams offered Senate Resolution No. 565, regarding Riverview Gardens School District (RGSD), St. Louis, which was adopted.

Senator Koenig and Senator Beck offered Senate Resolution No. 566, regarding Karen Karsten, Wildwood, which was adopted.

Senator McCreery and Senator Beck offered Senate Resolution No. 567, regarding Michael A. Butz, Fenton, which was adopted.

Senator McCreery and Senator Beck offered Senate Resolution No. 568, regarding Farmers Insurance-Lois Mans Agency, St. Louis, which was adopted.

INTRODUCTION OF GUESTS

Senator Luetkemeyer introduced to the Senate, MO Western State University Board of Governors, Bill and Jackie Grimwood, St. Joseph.

Senator Rowden introduced to the Senate, MU Health Care, Dr. Deirdre Amaro.

Senator Williams introduced to the Senate, Mary lou Jackson.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTH DAY—THURSDAY, JANUARY 11, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 823-Hoskins	SB 860-Williams
SB 824-Hoskins	SB 861-Williams
SB 825-Hoskins	SB 862-Thompson Rehder
SB 826-Koenig	SB 863-Thompson Rehder
SB 827-Koenig	SB 864-Thompson Rehder
SB 828-Koenig	SB 865-Brattin
SB 829-Rowden	SB 866-Brattin
SB 830-Rowden	SB 867-Brattin
SB 831-Eigel	SB 868-Moon
SB 832-Eigel	SB 869-Moon
SB 833-Eigel	SB 870-Moon
SB 834-Crawford	SB 871-Eslinger
SB 835-Crawford	SB 872-Eslinger
SB 836-Crawford	SB 873-Eslinger
SB 837-Cierpiot	SB 874-Bean
SB 838-Cierpiot	SB 875-Bean
SB 839-Cierpiot	SB 876-Bean
SB 840-Arthur	SB 877-Beck
SB 841-Arthur	SB 878-Beck
SB 842-Arthur	SB 879-Beck
SB 843-Bernskoetter	SB 880-Razer
SB 844-Bernskoetter	SB 881-Razer
SB 845-Bernskoetter	SB 882-Razer
SB 846-Hough	SB 883-Roberts
SB 847-Hough	SB 884-Roberts
SB 848-Hough	SB 885-Roberts
SB 849-Brown (16)	SB 886-Washington
SB 850-Brown (16)	SB 887-Washington
SB 851-Brown (16)	SB 888-Washington
SB 852-Luetkemeyer	SB 889-Mosley
SB 853-Luetkemeyer	SB 890-Mosley
SB 854-Luetkemeyer	SB 891-Mosley
SB 855-O'Laughlin	SB 892-Fitzwater
SB 856-O'Laughlin	SB 893-Fitzwater
SB 857-May	SB 894-Fitzwater
SB 858-May	SB 895-Trent
SB 859-May	SB 896-Trent

SB 897-Trent	SB 944-May
SB 898-Black	SB 945-May
SB 899-Black	SB 946-Thompson Rehder
SB 900-Black	SB 947-Thompson Rehder
SB 901-Schroer	SB 948-Brattin
SB 902-Schroer	SB 949-Brattin
SB 903-Schroer	SB 950-Brattin
SB 904-Coleman	SB 951-Moon
SB 905-Coleman	SB 952-Moon
SB 906-Coleman	SB 953-Moon
SB 907-Carter	SB 954-Eslinger
SB 908-Carter	SB 955-Eslinger
SB 909-Carter	SB 956-Eslinger
SB 910-Brown (26)	SB 957-Bean
SB 911-Brown (26)	SB 958-Bean
SB 912-Brown (26)	SB 959-Beck
SB 913-McCreery	SB 960-Beck
SB 914-McCreery	SB 962-Razer
SB 915-McCreery	SB 963-Razer
SB 916-Hoskins	SB 964-Razer
SB 917-Hoskins	SB 965-Roberts
SB 918-Hoskins	SB 966-Roberts
SB 919-Koenig	SB 967-Roberts
SB 920-Koenig	SB 968-Washington
SB 921-Koenig	SB 969-Washington
SB 922-Eigel	SB 970-Washington
SB 923-Eigel	SB 971-Mosley
SB 924-Eigel	SB 972-Mosley
SB 925-Crawford and Bean	SB 973-Mosley
SB 926-Crawford	SB 974-Fitzwater
SB 927-Crawford	SB 975-Fitzwater
SB 928-Cierpiot	SB 976-Fitzwater
SB 929-Cierpiot	SB 977-Trent
SB 930-Cierpiot	SB 978-Trent
SB 931-Arthur	SB 979-Trent
SB 932-Arthur	SB 980-Black
SB 933-Arthur	SB 981-Black
SB 934-Bernskoetter	SB 982-Black
SB 935-Bernskoetter	SB 983-Schroer
SB 936-Bernskoetter	SB 984-Schroer
SB 937-Brown (16)	SB 985-Schroer
SB 938-Brown (16)	SB 986-Coleman
SB 939-Brown (16)	SB 987-Coleman
SB 940-Luetkemeyer	SB 988-Coleman
SB 941-Luetkemeyer	SB 989-Carter
SB 942-Luetkemeyer	SB 990-Carter
SB 943-May	SB 991-Carter

SB 992-Brown (26)	SB 1039-Roberts
SB 993-Brown (26)	SB 1040-Roberts
SB 994-Brown (26)	SB 1041-Roberts
SB 995-McCreery	SB 1042-Washington
SB 996-McCreery	SB 1043-Washington
SB 997-McCreery	SB 1044-Washington
SB 998-Hoskins	SB 1045-Mosley
SB 999-Hoskins	SB 1046-Mosley
SB 1000-Hoskins	SB 1047-Mosley
SB 1001-Koenig	SB 1048-Fitzwater
SB 1002-Koenig	SB 1049-Fitzwater
SB 1003-Koenig	SB 1050-Fitzwater
SB 1004-Eigel	SB 1051-Trent
SB 1005-Eigel	SB 1052-Trent
SB 1006-Eigel	SB 1053-Trent
SB 1007-Crawford	SB 1054-Black
SB 1008-Crawford	SB 1055-Black
SB 1009-Cierpiot	SB 1056-Black
SB 1010-Cierpiot	SB 1057-Schroer
SB 1011-Cierpiot	SB 1058-Schroer
SB 1012-Arthur	SB 1059-Schroer
SB 1013-Arthur	SB 1060-Coleman
SB 1014-Arthur	SB 1061-Coleman
SB 1015-Bernskoetter	SB 1062-Coleman
SB 1016-Bernskoetter	SB 1063-Carter
SB 1017-Bernskoetter	SB 1064-Carter
SB 1018-Brown (16)	SB 1065-Carter
SB 1019-Brown (16)	SB 1066-Brown (26)
SB 1020-Luetkemeyer	SB 1067-Brown (26)
SB 1021-May	SB 1068-Brown (26)
SB 1022-May	SB 1069-McCreery
SB 1023-May	SB 1070-McCreery
SB 1024-Brattin	SB 1071-McCreery
SB 1025-Brattin	SB 1072-Hoskins
SB 1026-Brattin	SB 1073-Hoskins
SB 1027-Moon	SB 1074-Hoskins
SB 1028-Moon	SB 1075-Koenig
SB 1029-Moon	SB 1076-Koenig
SB 1030-Eslinger	SB 1077-Koenig
SB 1031-Eslinger	SB 1078-Cierpiot
SB 1032-Eslinger	SB 1079-Cierpiot
SB 1033-Beck	SB 1080-Arthur
SB 1034-Beck	SB 1081-Arthur
SB 1035-Beck	SB 1082-Arthur
SB 1036-Razer	SB 1083-May
SB 1037-Razer	SB 1084-Brattin
SB 1038-Razer	SB 1085-Brattin

SB 1086-Brattin	SB 1135-Arthur
SB 1087-Moon	SB 1136-Arthur
SB 1088-Moon	SB 1137-Arthur
SB 1089-Moon	SB 1138-Brattin
SB 1090-Eslinger	SB 1139-Brattin
SB 1091-Eslinger	SB 1140-Brattin
SB 1092-Eslinger	SB 1141-Moon
SB 1093-Beck	SB 1142-Moon
SB 1094-Beck	SB 1143-Moon
SB 1095-Razer	SB 1144-Eslinger
SB 1096-Roberts	SB 1145-Eslinger
SB 1097-Roberts	SB 1146-Eslinger
SB 1098-Roberts	SB 1147-Roberts
SB 1099-Washington	SB 1148-Roberts
SB 1100-Washington	SB 1149-Roberts
SB 1101-Washington	SB 1150-Washington
SB 1102-Mosley	SB 1151-Washington
SB 1103-Mosley	SB 1152-Washington
SB 1104-Mosley	SB 1153-Mosley
SB 1105-Fitzwater	SB 1154-Mosley
SB 1106-Fitzwater	SB 1155-Mosley
SB 1107-Fitzwater	SB 1156-Fitzwater
SB 1108-Trent	SB 1157-Fitzwater
SB 1109-Trent	SB 1158-Fitzwater
SB 1110-Trent	SB 1159-Trent
SB 1111-Black	SB 1160-Trent
SB 1112-Black	SB 1161-Trent
SB 1113-Black	SB 1162-Black
SB 1114-Schroer	SB 1163-Black
SB 1115-Schroer	SB 1164-Black
SB 1116-Schroer	SB 1165-Schroer
SB 1117-Coleman	SB 1166-Schroer
SB 1118-Coleman	SB 1167-Coleman
SB 1119-Coleman	SB 1168-Coleman
SB 1120-Carter	SB 1169-Coleman
SB 1123-Brown (26)	SB 1170-Carter
SB 1124-Brown (26)	SB 1172-Brown (26)
SB 1125-Brown (26)	SB 1173-McCreery
SB 1126-McCreery	SB 1174-McCreery
SB 1127-McCreery	SB 1175-McCreery
SB 1128-McCreery	SB 1176-Hoskins
SB 1129-Hoskins	SB 1177-Hoskins
SB 1130-Hoskins	SB 1178-Hoskins
SB 1131-Hoskins	SB 1179-Koenig
SB 1132-Koenig	SB 1180-Koenig
SB 1133-Koenig	SB 1181-Koenig
SB 1134-Koenig	SB 1182-Arthur

SB 1183-Arthur	SB 1224-Moon
SB 1184-Arthur	SB 1225-Moon
SB 1185-Brattin	SB 1226-Moon
SB 1186-Moon	SB 1227-Washington
SB 1187-Moon	SB 1228-Washington
SB 1188-Moon	SB 1229-Washington
SB 1189-Eslinger	SB 1230-Trent
SB 1190-Eslinger	SB 1231-Trent
SB 1191-Roberts	SB 1232-Trent
SB 1192-Roberts	SB 1233-Moon
SB 1193-Roberts	SB 1234-Moon
SB 1194-Washington	SB 1235-Washington
SB 1195-Washington	SB 1236-Washington
SB 1196-Washington	SB 1237-Washington
SB 1197-Mosley	SB 1238-Washington
SB 1198-Mosley	SB 1239-Washington
SB 1199-Trent	SB 1240-Washington
SB 1200-Trent	SB 1241-Washington
SB 1201-Trent	SB 1242-Washington
SB 1202-Black	SB 1243-Washington
SB 1203-Coleman	SB 1244-Hoskins
SB 1204-McCreery	SB 1245-Thompson Rehder
SB 1205-McCreery	SB 1246-Thompson Rehder
SB 1206-McCreery	SB 1247-Black
SB 1207-Hoskins	SB 1248-Brown (16)
SB 1208-Koenig	SB 1249-Black
SB 1209-Arthur	SB 1250-Koenig
SB 1210-Arthur	SB 1251-Crawford
SB 1211-Arthur	SB 1252-Thompson Rehder
SB 1212-Moon	SB 1253-Thompson Rehder
SB 1213-Moon	SB 1254-Razer
SB 1214-Moon	SB 1255-Razer
SB 1215-Roberts	SB 1256-Carter
SB 1216-Washington	SB 1257-Fitzwater
SB 1217-Washington	SB 1258-Fitzwater
SB 1218-Washington	SB 1259-Fitzwater
SB 1219-Trent	SB 1260-Gannon
SB 1220-Trent	SB 1261-Carter
SB 1221-Trent	SB 1262-Bean
SB 1222-Arthur	SB 1263-Roberts
SB 1223-Arthur	SB 1264-Fitzwater

SB 1265-Crawford	SB 1306-Bean
SB 1266-Luetkemeyer	SB 1307-Eigel
SB 1267-Schroer	SB 1308-Brown (26)
SB 1268-Schroer	SB 1309-Trent
SB 1269-Schroer	SB 1310-Trent
SB 1270-Schroer	SB 1311-Trent
SB 1271-Schroer	SB 1312-Rowden
SB 1272-Schroer	SB 1313-Luetkemeyer
SB 1273-Schroer	SB 1314-Fitzwater
SB 1274-Schroer	SB 1315-Fitzwater
SB 1275-Black	SB 1316-Cierpiot
SB 1276-Hough	SB 1317-Gannon
SB 1277-Black	SB 1318-Moon
SB 1278-May	SJR 48-Hoskins
SB 1279-May	SJR 49-Koenig
SB 1280-Cierpiot	SJR 50-Koenig
SB 1281-Bernskoetter	SJR 51-Eigel
SB 1282-Bernskoetter	SJR 52-Eigel
SB 1283-Bernskoetter	SJR 53-Eigel
SB 1284-Trent	SJR 54-Cierpiot
SB 1285-Schroer	SJR 55-Cierpiot
SB 1286-Bernskoetter	SJR 56-Cierpiot
SB 1287-Crawford	SJR 57-Arthur
SB 1288-Brattin	SJR 58-Luetkemeyer
SB 1289-Carter	SJR 59-Brattin
SB 1290-Carter	SJR 60-Brattin
SB 1291-Carter	SJR 61-Moon
SB 1292-Crawford	SJR 62-Moon
SB 1293-Gannon	SJR 63-Moon
SB 1294-Williams	SJR 64-Eslinger
SB 1295-Razer	SJR 65-Washington
SB 1296-O'Laughlin	SJR 66-Washington
SB 1297-Bean	SJR 67-Mosley
SB 1298-Bean	SJR 68-Mosley
SB 1299-Bean	SJR 69-Mosley
SB 1300-Bean	SJR 70-Fitzwater
SB 1301-Bean	SJR 71-Black
SB 1302-Koenig	SJR 72-Schroer
SB 1303-Schroer	SJR 73-Schroer
SB 1304-Schroer	SJR 74-Coleman
SB 1305-Beck	SJR 75-Carter

SJR 76-Carter
SJR 77-Carter
SJR 78-Brown (26)
SJR 79-Brown (26)

SJR 80-Moon
SJR 81-Carter
SJR 82-Brattin
SJR 83-Eigel

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon

SR 562-Moon
SR 563-Moon
HCR 28-Patterson (O'Laughlin)

To be Referred

SCR 22-Carter

SCR 23-Schroer

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Journal of the Senate

SECOND REGULAR SESSION

SIXTH DAY - THURSDAY, JANUARY 11, 2024

The Senate met pursuant to adjournment.

Senator Fitzwater in the Chair.

The Senator Gannon offered the following prayer:

“For I say, through the grace given unto me, to every man that is among you, not to think of *himself* more highly than he ought to think; but to think soberly, according as God hath dealt to every man the measure of faith. For as we have many members in one body, and all members have not the same office . . .” (Romans 12:3-4).

Dear Lord, I pray You give us Your guidance and wisdom today to do according to Your will. We ask You look over this body and help us to glorify You in all we do. Keep us safe as we travel back to our respective districts. In Your name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hoskins	Koenig	Luetkemeyer	McCreery	Moon	Mosley	O’Laughlin
Razer	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Arthur	Eigel	Hough	May—4
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Vacancies—None

RESOLUTIONS

Senator Brown (16) offered Senate Resolution No. 569, regarding Loretta G. Rouse, Waynesville, which was adopted.

On behalf of Senator May, Senator Rizzo and Senator Beck offered Senate Resolution No. 570, regarding Rick Seratti, St. Louis, which was adopted.

On behalf of Senator May, Senator Rizzo and Senator Beck offered Senate Resolution No. 571, regarding Mary McGuire, St. Louis, which was adopted.

On behalf of Senator May, Senator Rizzo and Senator Beck offered Senate Resolution No. 572, regarding Kaitlin Haarmann, St. Louis, which was adopted.

On behalf of Senator May, Senator Rizzo and Senator Beck offered Senate Resolution No. 573, regarding Barry Marquart, St. Louis, which was adopted.

On behalf of Senator May, Senator Rizzo and Senator Beck offered Senate Resolution No. 574, regarding Debra Rohrich-Tyler, St. Louis, which was adopted.

Senator Brown (26) offered Senate Resolution No. 575, regarding Eagle Scout Jonathan James "JJ" Block, Bonnots Mill, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1319—By Moon.

An Act to repeal section 578.012, RSMo, and to enact in lieu thereof two new sections relating to animals, with penalty provisions.

SB 1320—By Moon.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to tax credits.

SB 1321—By McCreery.

An Act to repeal section 393.320, RSMo, and to enact in lieu thereof one new section relating to acquisition of small water utilities.

SB 1322—By Crawford.

An Act to repeal section 173.239, RSMo, and to enact in lieu thereof one new section relating to educational assistance for members of the Missouri National Guard.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Carole L. Iles, as a member of the Administrative Hearing Commission;

Also,

Timothy Root, as a member of the Board of Cosmetology and Barber Examiners;

Also,

Al Li, Independent, and Brittney Southworth, Independent, as members of the Missouri Commission on Human Rights;

Also,

Kerry Robinson, Independent, as a member of the Southeast Missouri State University Board of Governors;

Also,

Ray Wagner, Republican, as a member of the Conservation Commission;

Also,

Mick Campbell, as the Commissioner of Finance for the Department of Commerce and Insurance;

Also,

Chad Hartman, and Ronald L. Hack, as members of the Missouri 911 Service Board;

Also,

Kenneth C. Jones, as a member of the Missouri State Capitol Commission;

Also,

Melissa A. Gourley, Independent, as a member of the Missouri State University Board of Governors;

Also,

Gary Polk, Republican, as the Dent County District Two Commissioner;

Also,

Bill Grimwood, Independent, as a member of the Missouri Western State University Board of Governors;

Also,

Ken Teague, as a member of the Petroleum Storage Tank Insurance Fund Board of Trustees;

Also,

Jonathan L. Held, as a member of the Missouri Wine and Grape Board;

Also,

Jonas P. Arjes, Republican, Brent Thomas Buerck, Republican, and Jessica L. Craig, Republican, as members of the Missouri Development Finance Board;

Also,

John Clark Hemeyer, Democrat, and Lance Mayfield, Democrat, as members of the State Lottery Commission;

Also,

C. Phillip Hoffman, Independent, as a member of the Coordinating Board for Higher Education;

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Rowden moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments and reappointments, which motion prevailed.

CONCURRENT RESOLUTIONS

Senator Coleman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 24

Whereas, on October 7, 2023, the terrorist organization Hamas launched an unprovoked attack on Israeli civilians; and

Whereas, innocent men, women, and children have been captured and killed by Hamas terrorists, including American citizens; and

Whereas, Israel declared war against Hamas on Sunday, October 8, 2023; and

Whereas, Israel and the United States of America are close friends and allies thanks to the 75-year partnership between our two countries, built on mutual interests and shared democratic values:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the United States Congress to offer full and unequivocal support of Israel financially and otherwise for as long as it takes for Israel to bring justice in light of the unprovoked attacks on innocent Israeli civilians; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 823—Economic Development and Tax Policy.

SB 824—Appropriations.

SB 825—Economic Development and Tax Policy.

SB 826—Insurance and Banking.

SB 827—Insurance and Banking.

SB 828—Transportation, Infrastructure and Public Safety.

SB 829—Commerce, Consumer Protection, Energy and the Environment.

SB 830—General Laws.

SB 831—Judiciary and Civil and Criminal Jurisprudence.

SB 832—Local Government and Elections.

SB 833—Commerce, Consumer Protection, Energy and the Environment.

SB 834—Insurance and Banking.

SB 835—Insurance and Banking.

SB 836—Insurance and Banking.

SB 837—Commerce, Consumer Protection, Energy and the Environment.

SB 838—Commerce, Consumer Protection, Energy and the Environment.

SB 839—Commerce, Consumer Protection, Energy and the Environment.

SB 840—Appropriations.

SB 841—Judiciary and Civil and Criminal Jurisprudence.

SB 842—Economic Development and Tax Policy.

SB 843—Insurance and Banking.

SB 844—General Laws.

SB 845—General Laws.

SB 846—Insurance and Banking.

SB 847—Agriculture, Food Production and Outdoor Resources.

SB 848—Governmental Accountability.

SB 849—Emerging Issues.

SB 850—Emerging Issues.

SB 851—Health and Welfare.

SB 852—Appropriations.

SB 853—Judiciary and Civil and Criminal Jurisprudence.

SB 854—Rules, Joint Rules, Resolutions and Ethics.

SB 855—Commerce, Consumer Protection, Energy and the Environment.

SB 856—Local Government and Elections.

SB 857—Fiscal Oversight.

SB 858—Economic Development and Tax Policy.

SB 859—Judiciary and Civil and Criminal Jurisprudence.

SB 860—Judiciary and Civil and Criminal Jurisprudence.

SB 861—Judiciary and Civil and Criminal Jurisprudence.

SB 862—Health and Welfare.

SB 863—Health and Welfare.

SB 864—Judiciary and Civil and Criminal Jurisprudence.

SB 865—Agriculture, Food Production and Outdoor Resources.

SB 866—Veterans, Military Affairs and Pensions.

SB 867—Education and Workforce Development.

SB 868—Education and Workforce Development.

SB 869—Judiciary and Civil and Criminal Jurisprudence.

SB 870—Governmental Accountability.

SB 871—Education and Workforce Development.

SB 872—Commerce, Consumer Protection, Energy and the Environment.

SB 873—Health and Welfare.

SB 874—Health and Welfare.

SB 875—Governmental Accountability.

SB 876—Fiscal Oversight.

SB 877—Veterans, Military Affairs and Pensions.

SB 878—Progress and Development.

SB 879—Local Government and Elections.

SB 880—Economic Development and Tax Policy.

SB 881—Governmental Accountability.

SB 882—Education and Workforce Development.

SB 883—Judiciary and Civil and Criminal Jurisprudence.

SB 884—Economic Development and Tax Policy.

SB 885—Education and Workforce Development.

SB 886—Judiciary and Civil and Criminal Jurisprudence.

SB 887—Judiciary and Civil and Criminal Jurisprudence.

SB 888—Progress and Development.

SB 889—Transportation, Infrastructure and Public Safety.

SB 890—Judiciary and Civil and Criminal Jurisprudence.

SB 891—Judiciary and Civil and Criminal Jurisprudence.

SB 892—Commerce, Consumer Protection, Energy and the Environment.

SB 893—Select Committee on the Protection of Missouri Assets From Foreign Adversaries.

SB 894—Economic Development and Tax Policy.

SB 895—Emerging Issues.

SB 896—Commerce, Consumer Protection, Energy and the Environment.

SB 897—Judiciary and Civil and Criminal Jurisprudence.

SB 898—Veterans, Military Affairs and Pensions.

SB 899—Health and Welfare.

SB 900—Local Government and Elections.

SB 901—Transportation, Infrastructure and Public Safety.

SB 902—Education and Workforce Development.

SB 903—Insurance and Banking.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

The following Concurrent Resolutions were read the 2nd time and referred to the Committee indicated:

SCR 22—Rules, Joint Rules, Resolutions and Ethics.

SCR 23—Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
January 10, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Andrea Jackson-Jennings as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, submitted to you on January 3, 2024. Line 3 should be amended to read:

Metropolitan District, for a term ending November 11, 2025, and until her successor is duly

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden referred the above addendum to the Committee on Gubernatorial Appointments.

INTRODUCTION OF GUESTS

Senator Bean introduced to the Senate, Bret Everett, Cairo.

On motion of Senator O’Laughlin the Senate adjourned until 4:00 p.m., Tuesday, January 16, 2024.

SENATE CALENDAR

SEVENTH DAY–TUESDAY, JANUARY 16, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 904-Coleman	SB 935-Bernskoetter
SB 905-Coleman	SB 936-Bernskoetter
SB 906-Coleman	SB 937-Brown (16)
SB 907-Carter	SB 938-Brown (16)
SB 908-Carter	SB 939-Brown (16)
SB 909-Carter	SB 940-Luetkemeyer
SB 910-Brown (26)	SB 941-Luetkemeyer
SB 911-Brown (26)	SB 942-Luetkemeyer
SB 912-Brown (26)	SB 943-May
SB 913-McCreery	SB 944-May
SB 914-McCreery	SB 945-May
SB 915-McCreery	SB 946-Thompson Rehder
SB 916-Hoskins	SB 947-Thompson Rehder
SB 917-Hoskins	SB 948-Brattin
SB 918-Hoskins	SB 949-Brattin
SB 919-Koenig	SB 950-Brattin
SB 920-Koenig	SB 951-Moon
SB 921-Koenig	SB 952-Moon
SB 922-Eigel	SB 953-Moon
SB 923-Eigel	SB 954-Eslinger
SB 924-Eigel	SB 955-Eslinger
SB 925-Crawford and Bean	SB 956-Eslinger
SB 926-Crawford	SB 957-Bean
SB 927-Crawford	SB 958-Bean
SB 928-Cierpiot	SB 959-Beck
SB 929-Cierpiot	SB 960-Beck
SB 930-Cierpiot	SB 962-Razer
SB 931-Arthur	SB 963-Razer
SB 932-Arthur	SB 964-Razer
SB 933-Arthur	SB 965-Roberts
SB 934-Bernskoetter	SB 966-Roberts

SB 967-Roberts	SB 1009-Cierpiot
SB 968-Washington	SB 1010-Cierpiot
SB 969-Washington	SB 1011-Cierpiot
SB 970-Washington	SB 1012-Arthur
SB 971-Mosley	SB 1013-Arthur
SB 972-Mosley	SB 1014-Arthur
SB 973-Mosley	SB 1015-Bernskoetter
SB 974-Fitzwater	SB 1016-Bernskoetter
SB 975-Fitzwater	SB 1017-Bernskoetter
SB 976-Fitzwater	SB 1018-Brown (16)
SB 977-Trent	SB 1019-Brown (16)
SB 978-Trent	SB 1020-Luetkemeyer
SB 979-Trent	SB 1021-May
SB 980-Black	SB 1022-May
SB 981-Black	SB 1023-May
SB 982-Black	SB 1024-Brattin
SB 983-Schroer	SB 1025-Brattin
SB 984-Schroer	SB 1026-Brattin
SB 985-Schroer	SB 1027-Moon
SB 986-Coleman	SB 1028-Moon
SB 987-Coleman	SB 1029-Moon
SB 988-Coleman	SB 1030-Eslinger
SB 989-Carter	SB 1031-Eslinger
SB 990-Carter	SB 1032-Eslinger
SB 991-Carter	SB 1033-Beck
SB 992-Brown (26)	SB 1034-Beck
SB 993-Brown (26)	SB 1035-Beck
SB 994-Brown (26)	SB 1036-Razer
SB 995-McCreery	SB 1037-Razer
SB 996-McCreery	SB 1038-Razer
SB 997-McCreery	SB 1039-Roberts
SB 998-Hoskins	SB 1040-Roberts
SB 999-Hoskins	SB 1041-Roberts
SB 1000-Hoskins	SB 1042-Washington
SB 1001-Koenig	SB 1043-Washington
SB 1002-Koenig	SB 1044-Washington
SB 1003-Koenig	SB 1045-Mosley
SB 1004-Eigel	SB 1046-Mosley
SB 1005-Eigel	SB 1047-Mosley
SB 1006-Eigel	SB 1048-Fitzwater
SB 1007-Crawford	SB 1049-Fitzwater
SB 1008-Crawford	SB 1050-Fitzwater

SB 1051-Trent	SB 1093-Beck
SB 1052-Trent	SB 1094-Beck
SB 1053-Trent	SB 1095-Razer
SB 1054-Black	SB 1096-Roberts
SB 1055-Black	SB 1097-Roberts
SB 1056-Black	SB 1098-Roberts
SB 1057-Schroer	SB 1099-Washington
SB 1058-Schroer	SB 1100-Washington
SB 1059-Schroer	SB 1101-Washington
SB 1060-Coleman	SB 1102-Mosley
SB 1061-Coleman	SB 1103-Mosley
SB 1062-Coleman	SB 1104-Mosley
SB 1063-Carter	SB 1105-Fitzwater
SB 1064-Carter	SB 1106-Fitzwater
SB 1065-Carter	SB 1107-Fitzwater
SB 1066-Brown (26)	SB 1108-Trent
SB 1067-Brown (26)	SB 1109-Trent
SB 1068-Brown (26)	SB 1110-Trent
SB 1069-McCreery	SB 1111-Black
SB 1070-McCreery	SB 1112-Black
SB 1071-McCreery	SB 1113-Black
SB 1072-Hoskins	SB 1114-Schroer
SB 1073-Hoskins	SB 1115-Schroer
SB 1074-Hoskins	SB 1116-Schroer
SB 1075-Koenig	SB 1117-Coleman
SB 1076-Koenig	SB 1118-Coleman
SB 1077-Koenig	SB 1119-Coleman
SB 1078-Cierpiot	SB 1120-Carter
SB 1079-Cierpiot	SB 1123-Brown (26)
SB 1080-Arthur	SB 1124-Brown (26)
SB 1081-Arthur	SB 1125-Brown (26)
SB 1082-Arthur	SB 1126-McCreery
SB 1083-May	SB 1127-McCreery
SB 1084-Brattin	SB 1128-McCreery
SB 1085-Brattin	SB 1129-Hoskins
SB 1086-Brattin	SB 1130-Hoskins
SB 1087-Moon	SB 1131-Hoskins
SB 1088-Moon	SB 1132-Koenig
SB 1089-Moon	SB 1133-Koenig
SB 1090-Eslinger	SB 1134-Koenig
SB 1091-Eslinger	SB 1135-Arthur
SB 1092-Eslinger	SB 1136-Arthur

SB 1137-Arthur	SB 1180-Koenig
SB 1138-Brattin	SB 1181-Koenig
SB 1139-Brattin	SB 1182-Arthur
SB 1140-Brattin	SB 1183-Arthur
SB 1141-Moon	SB 1184-Arthur
SB 1142-Moon	SB 1185-Brattin
SB 1143-Moon	SB 1186-Moon
SB 1144-Eslinger	SB 1187-Moon
SB 1145-Eslinger	SB 1188-Moon
SB 1146-Eslinger	SB 1189-Eslinger
SB 1147-Roberts	SB 1190-Eslinger
SB 1148-Roberts	SB 1191-Roberts
SB 1149-Roberts	SB 1192-Roberts
SB 1150-Washington	SB 1193-Roberts
SB 1151-Washington	SB 1194-Washington
SB 1152-Washington	SB 1195-Washington
SB 1153-Mosley	SB 1196-Washington
SB 1154-Mosley	SB 1197-Mosley
SB 1155-Mosley	SB 1198-Mosley
SB 1156-Fitzwater	SB 1199-Trent
SB 1157-Fitzwater	SB 1200-Trent
SB 1158-Fitzwater	SB 1201-Trent
SB 1159-Trent	SB 1202-Black
SB 1160-Trent	SB 1203-Coleman
SB 1161-Trent	SB 1204-McCreery
SB 1162-Black	SB 1205-McCreery
SB 1163-Black	SB 1206-McCreery
SB 1164-Black	SB 1207-Hoskins
SB 1165-Schroer	SB 1208-Koenig
SB 1166-Schroer	SB 1209-Arthur
SB 1167-Coleman	SB 1210-Arthur
SB 1168-Coleman	SB 1211-Arthur
SB 1169-Coleman	SB 1212-Moon
SB 1170-Carter	SB 1213-Moon
SB 1172-Brown (26)	SB 1214-Moon
SB 1173-McCreery	SB 1215-Roberts
SB 1174-McCreery	SB 1216-Washington
SB 1175-McCreery	SB 1217-Washington
SB 1176-Hoskins	SB 1218-Washington
SB 1177-Hoskins	SB 1219-Trent
SB 1178-Hoskins	SB 1220-Trent
SB 1179-Koenig	SB 1221-Trent

SB 1222-Arthur	SB 1264-Fitzwater
SB 1223-Arthur	SB 1265-Crawford
SB 1224-Moon	SB 1266-Luetkemeyer
SB 1225-Moon	SB 1267-Schroer
SB 1226-Moon	SB 1268-Schroer
SB 1227-Washington	SB 1269-Schroer
SB 1228-Washington	SB 1270-Schroer
SB 1229-Washington	SB 1271-Schroer
SB 1230-Trent	SB 1272-Schroer
SB 1231-Trent	SB 1273-Schroer
SB 1232-Trent	SB 1274-Schroer
SB 1233-Moon	SB 1275-Black
SB 1234-Moon	SB 1276-Hough
SB 1235-Washington	SB 1277-Black
SB 1236-Washington	SB 1278-May
SB 1237-Washington	SB 1279-May
SB 1238-Washington	SB 1280-Cierpiot
SB 1239-Washington	SB 1281-Bernskoetter
SB 1240-Washington	SB 1282-Bernskoetter
SB 1241-Washington	SB 1283-Bernskoetter
SB 1242-Washington	SB 1284-Trent
SB 1243-Washington	SB 1285-Schroer
SB 1244-Hoskins	SB 1286-Bernskoetter
SB 1245-Thompson Rehder	SB 1287-Crawford
SB 1246-Thompson Rehder	SB 1288-Brattin
SB 1247-Black	SB 1289-Carter
SB 1248-Brown (16)	SB 1290-Carter
SB 1249-Black	SB 1291-Carter
SB 1250-Koenig	SB 1292-Crawford
SB 1251-Crawford	SB 1293-Gannon
SB 1252-Thompson Rehder	SB 1294-Williams
SB 1253-Thompson Rehder	SB 1295-Razer
SB 1254-Razer	SB 1296-O'Laughlin
SB 1255-Razer	SB 1297-Bean
SB 1256-Carter	SB 1298-Bean
SB 1257-Fitzwater	SB 1299-Bean
SB 1258-Fitzwater	SB 1300-Bean
SB 1259-Fitzwater	SB 1301-Bean
SB 1260-Gannon	SB 1302-Koenig
SB 1261-Carter	SB 1303-Schroer
SB 1262-Bean	SB 1304-Schroer
SB 1263-Roberts	SB 1305-Beck

SB 1306-Bean	SJR 58-Luetkemeyer
SB 1307-Eigel	SJR 59-Brattin
SB 1308-Brown (26)	SJR 60-Brattin
SB 1309-Trent	SJR 61-Moon
SB 1310-Trent	SJR 62-Moon
SB 1311-Trent	SJR 63-Moon
SB 1312-Rowden	SJR 64-Eslinger
SB 1313-Luetkemeyer	SJR 65-Washington
SB 1314-Fitzwater	SJR 66-Washington
SB 1315-Fitzwater	SJR 67-Mosley
SB 1316-Cierpiot	SJR 68-Mosley
SB 1317-Gannon	SJR 69-Mosley
SB 1318-Moon	SJR 70-Fitzwater
SB 1319-Moon	SJR 71-Black
SB 1320-Moon	SJR 72-Schroer
SB 1321-McCreery	SJR 73-Schroer
SB 1322-Crawford	SJR 74-Coleman
SJR 48-Hoskins	SJR 75-Carter
SJR 49-Koenig	SJR 76-Carter
SJR 50-Koenig	SJR 77-Carter
SJR 51-Eigel	SJR 78-Brown (26)
SJR 52-Eigel	SJR 79-Brown (26)
SJR 53-Eigel	SJR 80-Moon
SJR 54-Cierpiot	SJR 81-Carter
SJR 55-Cierpiot	SJR 82-Brattin
SJR 56-Cierpiot	SJR 83-Eigel
SJR 57-Arthur	

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel	SR 562-Moon
SR 558-Eigel	SR 563-Moon
SR 561-Moon	HCR 28-Patterson (O'Laughlin)

To be Referred

SCR 24-Coleman

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTH DAY - TUESDAY, JANUARY 16, 2024

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Steven George offered the following prayer:

"Stop doing wrong, learn to do right! Seek justice, encourage the oppressed. Defend the cause of the fatherless, plead the case of the widow." (Isaiah 1:16-17)

Heavenly Father, as we start back to this week's work, we are reminded that we are starting one day later than normal.

We thank You for the courage and conviction that defined Dr. King's life—a life dedicated to breaking chains of oppression and fostering a society where all are treated with dignity and respect, and ask that You would help us to make this state be a place where all are treated equally and with respect.

Grant wisdom to each Senator present, that their decisions may be grounded in fairness, compassion, and a commitment to the common good. May their debates be marked by understanding, their resolutions by unity, and their outcomes by justice.

We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, January 11, 2024, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Coleman	May	Rowden—3
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Vacancies—None

RESOLUTIONS

Senator Eslinger offered Senate Resolution No. 576, regarding Heather Day, West Plains, which was adopted.

Senator Bean offered Senate Resolution No. 577, regarding Barbara "Barb" Lynn Thompson, Doniphan, which was adopted.

Senator Razer offered Senate Resolution No. 578, regarding Goodwill of Western Missouri and Eastern Kansas, Kansas City, which was adopted.

Senator Crawford offered Senate Resolution No. 579, regarding Tyler Crane, Buffalo, which was adopted.

CONCURRENT RESOLUTIONS

Senator Eigel offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 25

Whereas, Israel has been granted her lands under and through the oldest deed, as recorded in the Torah or Old Testament, a tome of scripture held sacred and revered by Jews and Christians alike; and

Whereas, Missouri recognizes the claim and presence of the Jewish people in Israel that has remained constant throughout the past four thousand years; and

Whereas, Missouri recognizes Israel's declared independence and self-governance that began on May 14, 1948, with the goal of reestablishing its legally recognized lands as a homeland for the Jewish people; and

Whereas, Missouri's son, U. S. President Harry S. Truman, was the first world leader to officially recognize Israel as a legitimate Jewish state on May 14, 1948, only eleven minutes after its creation; and

Whereas, Missouri agrees with and supports the U.S. presidential decision, on December 6, 2017, to recognize Jerusalem as the eternal capital of Israel; and

Whereas, The United States of America and the state of Missouri have enjoyed a close and mutually beneficial relationship with Israel and her people; and

Whereas, Israel is a great friend and ally of the United States of America in the Middle East:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred-Second General Assembly, Second Regular Session, the House of Representatives concurring therein, commend Israel for its cordial and mutually beneficial relationship with the United States of America and the state of Missouri since 1948 and believe that the relationship shall continue to strengthen and be valued in this state and in this country, in all its dimensions; and

Be It Further Resolved that the General Assembly supports Israel's right to exist and recognizes Jerusalem as the eternal capital of Israel; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Israeli Consulate General to the Midwest in Miami, Florida.

Senator McCreery offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 26

Whereas, American farmers and ranchers raise the best meat in the world; and

Whereas, Americans should have the right to knowingly buy made-in-America products; and

Whereas, American farmers, ranchers, workers, and consumers benefit from transparency on the origins of their food; and

Whereas, consumers have repeatedly and overwhelmingly expressed their support for country of origin labeling of food products in the United States; and

Whereas, in 2008, the United States Congress overwhelmingly passed mandatory country of origin labeling for muscle cuts and ground meat sold at retail, requiring meat produced from imported livestock or imported boxed meat to bear a different label from meat produced from United States born, raised, and slaughtered livestock; and

Whereas, trade groups and the organizations representing multinational meat packers worked predominantly with Canada, as well as Mexico, to bring a World Trade Organization case against the United States for the removal of the country of origin labeling requirements; and

Whereas, in 2015, the United States Congress repealed the country of origin labeling law for beef and pork, reducing the competitive advantage of products born, raised, and slaughtered in the United States; and

Whereas, the United States has the highest food safety standards in the world, while other countries place less emphasis on food safety; and

Whereas, foreign commodities like beef and pork are misleadingly labeled "Product of the USA" if they are processed or packed in the United States; and

Whereas, country of origin labeling gives producers and consumers the ability to distinguish true American products from foreign imported meat; and

Whereas, technological advancements make it possible to accurately and efficiently identify the origins of beef and pork without costly separation of imported and domestic commodities; and

Whereas, country of origin labeling is good for farmers, ranchers, workers, and meat packers because it allows them to identify their products as born, raised, and slaughtered in the United States; and

Whereas, the Missouri General Assembly supports American products, and consumers deserve the right to know the origins of their food:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby support the right of consumers to know the origins of their food, support the use of country of origin labels, and urge the United States Congress to reinstate mandatory country of origin labeling; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for each member of Missouri's Congressional delegation.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1323—By Mosley.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the department of transportation's fiber network.

SB 1324—By McCreery.

An Act to amend chapter 448, RSMo, by adding thereto ten new sections relating to binding agreements running with land.

SB 1325—By McCreery.

An Act to repeal sections 324.400, 324.403, 324.433, and 324.436, RSMo, and to enact in lieu thereof five new sections relating to licensure of registered interior designers.

SB 1326—By McCreery.

An Act to repeal section 197.135, RSMo, and to enact in lieu thereof one new section relating to forensic examinations of victims of sexual offenses.

SB 1327—By McCreery.

An Act to repeal section 571.014, RSMo, and to enact in lieu thereof three new sections relating to firearms, with penalty provisions.

SB 1328—By McCreery.

An Act to repeal section 192.769, RSMo, relating to mammograms.

SB 1329—By Schroer.

An Act to amend chapter 334, RSMo, by adding thereto eight new sections relating to the licensure of naturopathic physicians.

SB 1330—By Schroer.

An Act to amend chapter 182, RSMo, by adding thereto one new section relating to civil actions for furnishing or allowing access of pornographic materials to minors.

SB 1331—By Koenig.

An Act to amend chapter 577, RSMo, by adding thereto one new section relating to illegal immigrants, with penalty provisions.

SB 1332—By Roberts.

An Act to repeal section 169.450, RSMo, and to enact in lieu thereof one new section relating to the board of trustees of the public school retirement system of the city of St. Louis.

SB 1333—By Roberts.

An Act to repeal section 558.041, RSMo, and to enact in lieu thereof one new section relating to good time credit.

SB 1334—By Eigel.

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to automated license plate reader systems.

COMMUNICATIONS

Senator Rizzo submitted the following:

January 16, 2024

Kristina Martin – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Kristina:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Tracy McCreery from the Committee on Education and Workforce Development. In her absence, I hereby appoint Senator Lauren Arthur to the same committee.

Sincerely,



John J. Rizzo

INTRODUCTION OF GUESTS

Senator Trent introduced to the Senate, Judge Virginia Lay, St. Louis.

Senator Cierpiot introduced to the Senate, Hayden Torpey.

Senator Mosley introduced to the Senate, Maggie Funstor.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

EIGHTH DAY-WEDNESDAY, JANUARY 17, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 904-Coleman	SB 935-Bernskoetter
SB 905-Coleman	SB 936-Bernskoetter
SB 906-Coleman	SB 937-Brown (16)
SB 907-Carter	SB 938-Brown (16)
SB 908-Carter	SB 939-Brown (16)
SB 909-Carter	SB 940-Luetkemeyer
SB 910-Brown (26)	SB 941-Luetkemeyer
SB 911-Brown (26)	SB 942-Luetkemeyer
SB 912-Brown (26)	SB 943-May
SB 913-McCreery	SB 944-May
SB 914-McCreery	SB 945-May
SB 915-McCreery	SB 946-Thompson Rehder
SB 916-Hoskins	SB 947-Thompson Rehder
SB 917-Hoskins	SB 948-Brattin
SB 918-Hoskins	SB 949-Brattin
SB 919-Koenig	SB 950-Brattin
SB 920-Koenig	SB 951-Moon
SB 921-Koenig	SB 952-Moon
SB 922-Eigel	SB 953-Moon
SB 923-Eigel	SB 954-Eslinger
SB 924-Eigel	SB 955-Eslinger
SB 925-Crawford and Bean	SB 956-Eslinger
SB 926-Crawford	SB 957-Bean
SB 927-Crawford	SB 958-Bean
SB 928-Cierpiot	SB 959-Beck
SB 929-Cierpiot	SB 960-Beck
SB 930-Cierpiot	SB 962-Razer
SB 931-Arthur	SB 963-Razer
SB 932-Arthur	SB 964-Razer
SB 933-Arthur	SB 965-Roberts
SB 934-Bernskoetter	

SB 966-Roberts	SB 1010-Cierpiot
SB 967-Roberts	SB 1011-Cierpiot
SB 968-Washington	SB 1012-Arthur
SB 969-Washington	SB 1013-Arthur
SB 970-Washington	SB 1014-Arthur
SB 971-Mosley	SB 1015-Bernskoetter
SB 972-Mosley	SB 1016-Bernskoetter
SB 973-Mosley	SB 1017-Bernskoetter
SB 974-Fitzwater	SB 1018-Brown (16)
SB 975-Fitzwater	SB 1019-Brown (16)
SB 976-Fitzwater	SB 1020-Luetkemeyer
SB 977-Trent	SB 1021-May
SB 978-Trent	SB 1022-May
SB 979-Trent	SB 1023-May
SB 980-Black	SB 1024-Brattin
SB 981-Black	SB 1025-Brattin
SB 982-Black	SB 1026-Brattin
SB 983-Schroer	SB 1027-Moon
SB 984-Schroer	SB 1028-Moon
SB 985-Schroer	SB 1029-Moon
SB 986-Coleman	SB 1030-Eslinger
SB 987-Coleman	SB 1031-Eslinger
SB 988-Coleman	SB 1032-Eslinger
SB 989-Carter	SB 1033-Beck
SB 990-Carter	SB 1034-Beck
SB 991-Carter	SB 1035-Beck
SB 992-Brown (26)	SB 1036-Razer
SB 993-Brown (26)	SB 1037-Razer
SB 994-Brown (26)	SB 1038-Razer
SB 995-McCreery	SB 1039-Roberts
SB 996-McCreery	SB 1040-Roberts
SB 997-McCreery	SB 1041-Roberts
SB 998-Hoskins	SB 1042-Washington
SB 999-Hoskins	SB 1043-Washington
SB 1000-Hoskins	SB 1044-Washington
SB 1001-Koenig	SB 1045-Mosley
SB 1002-Koenig	SB 1046-Mosley
SB 1003-Koenig	SB 1047-Mosley
SB 1004-Eigel	SB 1048-Fitzwater
SB 1005-Eigel	SB 1049-Fitzwater
SB 1006-Eigel	SB 1050-Fitzwater
SB 1007-Crawford	SB 1051-Trent
SB 1008-Crawford	SB 1052-Trent
SB 1009-Cierpiot	SB 1053-Trent

SB 1054-Black	SB 1098-Roberts
SB 1055-Black	SB 1099-Washington
SB 1056-Black	SB 1100-Washington
SB 1057-Schroer	SB 1101-Washington
SB 1058-Schroer	SB 1102-Mosley
SB 1059-Schroer	SB 1103-Mosley
SB 1060-Coleman	SB 1104-Mosley
SB 1061-Coleman	SB 1105-Fitzwater
SB 1062-Coleman	SB 1106-Fitzwater
SB 1063-Carter	SB 1107-Fitzwater
SB 1064-Carter	SB 1108-Trent
SB 1065-Carter	SB 1109-Trent
SB 1066-Brown (26)	SB 1110-Trent
SB 1067-Brown (26)	SB 1111-Black
SB 1068-Brown (26)	SB 1112-Black
SB 1069-McCreery	SB 1113-Black
SB 1070-McCreery	SB 1114-Schroer
SB 1071-McCreery	SB 1115-Schroer
SB 1072-Hoskins	SB 1116-Schroer
SB 1073-Hoskins	SB 1117-Coleman
SB 1074-Hoskins	SB 1118-Coleman
SB 1075-Koenig	SB 1119-Coleman
SB 1076-Koenig	SB 1120-Carter
SB 1077-Koenig	SB 1123-Brown (26)
SB 1078-Cierpiot	SB 1124-Brown (26)
SB 1079-Cierpiot	SB 1125-Brown (26)
SB 1080-Arthur	SB 1126-McCreery
SB 1081-Arthur	SB 1127-McCreery
SB 1082-Arthur	SB 1128-McCreery
SB 1083-May	SB 1129-Hoskins
SB 1084-Brattin	SB 1130-Hoskins
SB 1085-Brattin	SB 1131-Hoskins
SB 1086-Brattin	SB 1132-Koenig
SB 1087-Moon	SB 1133-Koenig
SB 1088-Moon	SB 1134-Koenig
SB 1089-Moon	SB 1135-Arthur
SB 1090-Eslinger	SB 1136-Arthur
SB 1091-Eslinger	SB 1137-Arthur
SB 1092-Eslinger	SB 1138-Brattin
SB 1093-Beck	SB 1139-Brattin
SB 1094-Beck	SB 1140-Brattin
SB 1095-Razer	SB 1141-Moon
SB 1096-Roberts	SB 1142-Moon
SB 1097-Roberts	SB 1143-Moon

SB 1144-Eslinger	SB 1189-Eslinger
SB 1145-Eslinger	SB 1190-Eslinger
SB 1146-Eslinger	SB 1191-Roberts
SB 1147-Roberts	SB 1192-Roberts
SB 1148-Roberts	SB 1193-Roberts
SB 1149-Roberts	SB 1194-Washington
SB 1150-Washington	SB 1195-Washington
SB 1151-Washington	SB 1196-Washington
SB 1152-Washington	SB 1197-Mosley
SB 1153-Mosley	SB 1198-Mosley
SB 1154-Mosley	SB 1199-Trent
SB 1155-Mosley	SB 1200-Trent
SB 1156-Fitzwater	SB 1201-Trent
SB 1157-Fitzwater	SB 1202-Black
SB 1158-Fitzwater	SB 1203-Coleman
SB 1159-Trent	SB 1204-McCreery
SB 1160-Trent	SB 1205-McCreery
SB 1161-Trent	SB 1206-McCreery
SB 1162-Black	SB 1207-Hoskins
SB 1163-Black	SB 1208-Koenig
SB 1164-Black	SB 1209-Arthur
SB 1165-Schroer	SB 1210-Arthur
SB 1166-Schroer	SB 1211-Arthur
SB 1167-Coleman	SB 1212-Moon
SB 1168-Coleman	SB 1213-Moon
SB 1169-Coleman	SB 1214-Moon
SB 1170-Carter	SB 1215-Roberts
SB 1172-Brown (26)	SB 1216-Washington
SB 1173-McCreery	SB 1217-Washington
SB 1174-McCreery	SB 1218-Washington
SB 1175-McCreery	SB 1219-Trent
SB 1176-Hoskins	SB 1220-Trent
SB 1177-Hoskins	SB 1221-Trent
SB 1178-Hoskins	SB 1222-Arthur
SB 1179-Koenig	SB 1223-Arthur
SB 1180-Koenig	SB 1224-Moon
SB 1181-Koenig	SB 1225-Moon
SB 1182-Arthur	SB 1226-Moon
SB 1183-Arthur	SB 1227-Washington
SB 1184-Arthur	SB 1228-Washington
SB 1185-Brattin	SB 1229-Washington
SB 1186-Moon	SB 1230-Trent
SB 1187-Moon	SB 1231-Trent
SB 1188-Moon	SB 1232-Trent

SB 1233-Moon	SB 1277-Black
SB 1234-Moon	SB 1278-May
SB 1235-Washington	SB 1279-May
SB 1236-Washington	SB 1280-Cierpiot
SB 1237-Washington	SB 1281-Bernskoetter
SB 1238-Washington	SB 1282-Bernskoetter
SB 1239-Washington	SB 1283-Bernskoetter
SB 1240-Washington	SB 1284-Trent
SB 1241-Washington	SB 1285-Schroer
SB 1242-Washington	SB 1286-Bernskoetter
SB 1243-Washington	SB 1287-Crawford
SB 1244-Hoskins	SB 1288-Brattin
SB 1245-Thompson Rehder	SB 1289-Carter
SB 1246-Thompson Rehder	SB 1290-Carter
SB 1247-Black	SB 1291-Carter
SB 1248-Brown (16)	SB 1292-Crawford
SB 1249-Black	SB 1293-Gannon
SB 1250-Koenig	SB 1294-Williams
SB 1251-Crawford	SB 1295-Razer
SB 1252-Thompson Rehder	SB 1296-O'Laughlin
SB 1253-Thompson Rehder	SB 1297-Bean
SB 1254-Razer	SB 1298-Bean
SB 1255-Razer	SB 1299-Bean
SB 1256-Carter	SB 1300-Bean
SB 1257-Fitzwater	SB 1301-Bean
SB 1258-Fitzwater	SB 1302-Koenig
SB 1259-Fitzwater	SB 1303-Schroer
SB 1260-Gannon	SB 1304-Schroer
SB 1261-Carter	SB 1305-Beck
SB 1262-Bean	SB 1306-Bean
SB 1263-Roberts	SB 1307-Eigel
SB 1264-Fitzwater	SB 1308-Brown (26)
SB 1265-Crawford	SB 1309-Trent
SB 1266-Luetkemeyer	SB 1310-Trent
SB 1267-Schroer	SB 1311-Trent
SB 1268-Schroer	SB 1312-Rowden
SB 1269-Schroer	SB 1313-Luetkemeyer
SB 1270-Schroer	SB 1314-Fitzwater
SB 1271-Schroer	SB 1315-Fitzwater
SB 1272-Schroer	SB 1316-Cierpiot
SB 1273-Schroer	SB 1317-Gannon
SB 1274-Schroer	SB 1318-Moon
SB 1275-Black	SB 1319-Moon
SB 1276-Hough	SB 1320-Moon

SB 1321-McCreery	SJR 59-Brattin
SB 1322-Crawford	SJR 60-Brattin
SB 1323-Mosley	SJR 61-Moon
SB 1324-McCreery	SJR 62-Moon
SB 1325-McCreery	SJR 63-Moon
SB 1326-McCreery	SJR 64-Eslinger
SB 1327-McCreery	SJR 65-Washington
SB 1328-McCreery	SJR 66-Washington
SB 1329-Schroer	SJR 67-Mosley
SB 1330-Schroer	SJR 68-Mosley
SB 1331-Koenig	SJR 69-Mosley
SB 1332-Roberts	SJR 70-Fitzwater
SB 1333-Roberts	SJR 71-Black
SB 1334-Eigel	SJR 72-Schroer
SJR 48-Hoskins	SJR 73-Schroer
SJR 49-Koenig	SJR 74-Coleman
SJR 50-Koenig	SJR 75-Carter
SJR 51-Eigel	SJR 76-Carter
SJR 52-Eigel	SJR 77-Carter
SJR 53-Eigel	SJR 78-Brown (26)
SJR 54-Cierpiot	SJR 79-Brown (26)
SJR 55-Cierpiot	SJR 80-Moon
SJR 56-Cierpiot	SJR 81-Carter
SJR 57-Arthur	SJR 82-Brattin
SJR 58-Luetkemeyer	SJR 83-Eigel

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel	SR 562-MoonSR 563-Moon
SR 558-Eigel	HCR 28-Patterson (O'Laughlin)
SR 561-Moon	

To be Referred

SCR 24-Coleman	SCR 26-McCreery
SCR 25-Eigel	

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Journal of the Senate

SECOND REGULAR SESSION

EIGHTH DAY - WEDNESDAY, JANUARY 17, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"Give Your servant therefore an understanding mind to govern your people, that I may discern between good and evil, for who is able to govern this Your great people?" (1 Kings 3:9 ESV)

Heavenly Father, as we continue the work to which we were elected, we ask that You would give us understanding minds to govern your people. Help us discern between good and evil, and give us wisdom to govern wisely.

Help us to seek unity in our decisions, and to work together—not for our own good, but for the greater good of those we serve. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Coleman offered Senate Resolution No. 580, regarding Joseph "Joe" Maddock, Arnold, which was adopted.

Senator Beck offered Senate Resolution No. 581, regarding Affton High School, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 582, regarding Officer Anthony Berardi, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 583, regarding Ben Mallon, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 584, regarding Brian Hohlt, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 585, regarding Cory Grage, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 586, regarding Mike Lorenz, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 587, regarding Twigs, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 588, regarding Affton Elks Lodge #2635, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 589, regarding El Mayor Mexican Restaurant, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 590, regarding Sarah Olson, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 591, regarding Deca Property Management, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 592, regarding Officer Clayton Donald Burk, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 593, regarding Bierbaum Elementary School, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 594, regarding Bayless School District, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 595, regarding Amira Jahic, St. Louis, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1335—By McCreery.

An Act to repeal sections 337.035, 337.330, 337.525, 337.630, and 337.730, RSMo, and to enact in lieu thereof five new sections relating to conversion therapy for minors.

SB 1336—By Thompson Rehder.

An Act to repeal section 67.2300 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and to enact in lieu thereof one new section relating to funding for housing programs, with penalty provisions.

SB 1337—By Coleman.

An Act to amend chapter 37, RSMo, by adding thereto one new section relating to prohibiting the use of certain social media applications on state devices.

SB 1338—By Fitzwater.

An Act to repeal sections 589.401 and 589.414, RSMo, and to enact in lieu thereof two new sections relating to the sexual offender registry.

SB 1339—By Moon.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of memorial infrastructure.

SB 1340—By Bernskoetter.

An Act to repeal sections 190.053 and 190.109, RSMo, and to enact in lieu thereof five new sections relating to emergency medical services.

Senator Brattin moved that the Senate go to the order of business of Second Reading of Senate Bills for the purpose of second reading and referring **SJR 83** to the Committee of the Whole.

Senator Brattin requested a roll call vote be taken. He was joined in his request by Senators Carter, Eigel, Hoskins, and Schroer.

Senator Bean assumed the Chair.

INTRODUCTION OF GUESTS

Senator Carter introduced to the Senate, Mike Seibert, Joplin; Kathy Haddock, Pierce City; Katy Velasquez, Monett.

Senator Luetkemeyer introduced to the Senate, Tammy and Timothy Thompson, Kansas City.

Senator Black introduced to the Senate, Former Senator Dan Hegeman; and Dennis Hicks, Chillicothe.

Senator Bean introduced to the Senate, Darren and Malinda Harris, Kennett.

Senator May introduced to the Senate, Former Mayor Francis Slay Sr.; and Colonel Robert J. Tracy, St. Louis.

Senator Eslinger introduced to the Senate, Courtney, Seth and Kenny Owens, Cabool; and John Casey, Houston.

Senator McCreery introduced to the Senate, Dr. Ruby Trice; John Gandy; Paulette Martin; and Greg and Sandy Sacks, St. Louis County.

Senator Arthur introduced to the Senate, Dr. Phyllis Chase, Kansas City.

Senator Brown (26) introduced to the Senate, Talon Kage Worden, Farmington.

Senator Razer introduced to the Senate, Gregory Eldridge, Kansas City.

Senator Williams introduced to the Senate, Pamela Westbrook Hodge; and Anderea Jackson-Jennings, St. Louis; and Casondra Turner, Atlanta, GA.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

NINTH DAY-THURSDAY, JANUARY 18, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 904-Coleman	SB 938-Brown (16)
SB 905-Coleman	SB 939-Brown (16)
SB 906-Coleman	SB 940-Luetkemeyer
SB 907-Carter	SB 941-Luetkemeyer
SB 908-Carter	SB 942-Luetkemeyer
SB 909-Carter	SB 943-May
SB 910-Brown (26)	SB 944-May
SB 911-Brown (26)	SB 945-May
SB 912-Brown (26)	SB 946-Thompson Rehder
SB 913-McCreery	SB 947-Thompson Rehder
SB 914-McCreery	SB 948-Brattin
SB 915-McCreery	SB 949-Brattin
SB 916-Hoskins	SB 950-Brattin
SB 917-Hoskins	SB 951-Moon
SB 918-Hoskins	SB 952-Moon
SB 919-Koenig	SB 953-Moon
SB 920-Koenig	SB 954-Eslinger
SB 921-Koenig	SB 955-Eslinger
SB 922-Eigel	SB 956-Eslinger
SB 923-Eigel	SB 957-Bean
SB 924-Eigel	SB 958-Bean
SB 925-Crawford and Bean	SB 959-Beck
SB 926-Crawford	SB 960-Beck
SB 927-Crawford	SB 962-Razer
SB 928-Cierpiot	SB 963-Razer
SB 929-Cierpiot	SB 964-Razer
SB 930-Cierpiot	SB 965-Roberts
SB 931-Arthur	SB 966-Roberts
SB 932-Arthur	SB 967-Roberts
SB 933-Arthur	SB 968-Washington
SB 934-Bernskoetter	SB 969-Washington
SB 935-Bernskoetter	SB 970-Washington
SB 936-Bernskoetter	SB 971-Mosley
SB 937-Brown (16)	SB 972-Mosley

SB 973-Mosley	SB 1017-Bernskoetter
SB 974-Fitzwater	SB 1018-Brown (16)
SB 975-Fitzwater	SB 1019-Brown (16)
SB 976-Fitzwater	SB 1020-Luetkemeyer
SB 977-Trent	SB 1021-May
SB 978-Trent	SB 1022-May
SB 979-Trent	SB 1023-May
SB 980-Black	SB 1024-Brattin
SB 981-Black	SB 1025-Brattin
SB 982-Black	SB 1026-Brattin
SB 983-Schroer	SB 1027-Moon
SB 984-Schroer	SB 1028-Moon
SB 985-Schroer	SB 1029-Moon
SB 986-Coleman	SB 1030-Eslinger
SB 987-Coleman	SB 1031-Eslinger
SB 988-Coleman	SB 1032-Eslinger
SB 989-Carter	SB 1033-Beck
SB 990-Carter	SB 1034-Beck
SB 991-Carter	SB 1035-Beck
SB 992-Brown (26)	SB 1036-Razer
SB 993-Brown (26)	SB 1037-Razer
SB 994-Brown (26)	SB 1038-Razer
SB 995-McCreery	SB 1039-Roberts
SB 996-McCreery	SB 1040-Roberts
SB 997-McCreery	SB 1041-Roberts
SB 998-Hoskins	SB 1042-Washington
SB 999-Hoskins	SB 1043-Washington
SB 1000-Hoskins	SB 1044-Washington
SB 1001-Koenig	SB 1045-Mosley
SB 1002-Koenig	SB 1046-Mosley
SB 1003-Koenig	SB 1047-Mosley
SB 1004-Eigel	SB 1048-Fitzwater
SB 1005-Eigel	SB 1049-Fitzwater
SB 1006-Eigel	SB 1050-Fitzwater
SB 1007-Crawford	SB 1051-Trent
SB 1008-Crawford	SB 1052-Trent
SB 1009-Cierpiot	SB 1053-Trent
SB 1010-Cierpiot	SB 1054-Black
SB 1011-Cierpiot	SB 1055-Black
SB 1012-Arthur	SB 1056-Black
SB 1013-Arthur	SB 1057-Schroer
SB 1014-Arthur	SB 1058-Schroer
SB 1015-Bernskoetter	SB 1059-Schroer
SB 1016-Bernskoetter	SB 1060-Coleman

SB 1061-Coleman	SB 1105-Fitzwater
SB 1062-Coleman	SB 1106-Fitzwater
SB 1063-Carter	SB 1107-Fitzwater
SB 1064-Carter	SB 1108-Trent
SB 1065-Carter	SB 1109-Trent
SB 1066-Brown (26)	SB 1110-Trent
SB 1067-Brown (26)	SB 1111-Black
SB 1068-Brown (26)	SB 1112-Black
SB 1069-McCreery	SB 1113-Black
SB 1070-McCreery	SB 1114-Schroer
SB 1071-McCreery	SB 1115-Schroer
SB 1072-Hoskins	SB 1116-Schroer
SB 1073-Hoskins	SB 1117-Coleman
SB 1074-Hoskins	SB 1118-Coleman
SB 1075-Koenig	SB 1119-Coleman
SB 1076-Koenig	SB 1120-Carter
SB 1077-Koenig	SB 1123-Brown (26)
SB 1078-Cierpiot	SB 1124-Brown (26)
SB 1079-Cierpiot	SB 1125-Brown (26)
SB 1080-Arthur	SB 1126-McCreery
SB 1081-Arthur	SB 1127-McCreery
SB 1082-Arthur	SB 1128-McCreery
SB 1083-May	SB 1129-Hoskins
SB 1084-Brattin	SB 1130-Hoskins
SB 1085-Brattin	SB 1131-Hoskins
SB 1086-Brattin	SB 1132-Koenig
SB 1087-Moon	SB 1133-Koenig
SB 1088-Moon	SB 1134-Koenig
SB 1089-Moon	SB 1135-Arthur
SB 1090-Eslinger	SB 1136-Arthur
SB 1091-Eslinger	SB 1137-Arthur
SB 1092-Eslinger	SB 1138-Brattin
SB 1093-Beck	SB 1139-Brattin
SB 1094-Beck	SB 1140-Brattin
SB 1095-Razer	SB 1141-Moon
SB 1096-Roberts	SB 1142-Moon
SB 1097-Roberts	SB 1143-Moon
SB 1098-Roberts	SB 1144-Eslinger
SB 1099-Washington	SB 1145-Eslinger
SB 1100-Washington	SB 1146-Eslinger
SB 1101-Washington	SB 1147-Roberts
SB 1102-Mosley	SB 1148-Roberts
SB 1103-Mosley	SB 1149-Roberts
SB 1104-Mosley	SB 1150-Washington

SB 1151-Washington	SB 1196-Washington
SB 1152-Washington	SB 1197-Mosley
SB 1153-Mosley	SB 1198-Mosley
SB 1154-Mosley	SB 1199-Trent
SB 1155-Mosley	SB 1200-Trent
SB 1156-Fitzwater	SB 1201-Trent
SB 1157-Fitzwater	SB 1202-Black
SB 1158-Fitzwater	SB 1203-Coleman
SB 1159-Trent	SB 1204-McCreery
SB 1160-Trent	SB 1205-McCreery
SB 1161-Trent	SB 1206-McCreery
SB 1162-Black	SB 1207-Hoskins
SB 1163-Black	SB 1208-Koenig
SB 1164-Black	SB 1209-Arthur
SB 1165-Schroer	SB 1210-Arthur
SB 1166-Schroer	SB 1211-Arthur
SB 1167-Coleman	SB 1212-Moon
SB 1168-Coleman	SB 1213-Moon
SB 1169-Coleman	SB 1214-Moon
SB 1170-Carter	SB 1215-Roberts
SB 1172-Brown (26)	SB 1216-Washington
SB 1173-McCreery	SB 1217-Washington
SB 1174-McCreery	SB 1218-Washington
SB 1175-McCreery	SB 1219-Trent
SB 1176-Hoskins	SB 1220-Trent
SB 1177-Hoskins	SB 1221-Trent
SB 1178-Hoskins	SB 1222-Arthur
SB 1179-Koenig	SB 1223-Arthur
SB 1180-Koenig	SB 1224-Moon
SB 1181-Koenig	SB 1225-Moon
SB 1182-Arthur	SB 1226-Moon
SB 1183-Arthur	SB 1227-Washington
SB 1184-Arthur	SB 1228-Washington
SB 1185-Brattin	SB 1229-Washington
SB 1186-Moon	SB 1230-Trent
SB 1187-Moon	SB 1231-Trent
SB 1188-Moon	SB 1232-Trent
SB 1189-Eslinger	SB 1233-Moon
SB 1190-Eslinger	SB 1234-Moon
SB 1191-Roberts	SB 1235-Washington
SB 1192-Roberts	SB 1236-Washington
SB 1193-Roberts	SB 1237-Washington
SB 1194-Washington	SB 1238-Washington
SB 1195-Washington	SB 1239-Washington

SB 1240-Washington	SB 1284-Trent
SB 1241-Washington	SB 1285-Schroer
SB 1242-Washington	SB 1286-Bernskoetter
SB 1243-Washington	SB 1287-Crawford
SB 1244-Hoskins	SB 1288-Brattin
SB 1245-Thompson Rehder	SB 1289-Carter
SB 1246-Thompson Rehder	SB 1290-Carter
SB 1247-Black	SB 1291-Carter
SB 1248-Brown (16)	SB 1292-Crawford
SB 1249-Black	SB 1293-Gannon
SB 1250-Koenig	SB 1294-Williams
SB 1251-Crawford	SB 1295-Razer
SB 1252-Thompson Rehder	SB 1296-O'Laughlin
SB 1253-Thompson Rehder	SB 1297-Bean
SB 1254-Razer	SB 1298-Bean
SB 1255-Razer	SB 1299-Bean
SB 1256-Carter	SB 1300-Bean
SB 1257-Fitzwater	SB 1301-Bean
SB 1258-Fitzwater	SB 1302-Koenig
SB 1259-Fitzwater	SB 1303-Schroer
SB 1260-Gannon	SB 1304-Schroer
SB 1261-Carter	SB 1305-Beck
SB 1262-Bean	SB 1306-Bean
SB 1263-Roberts	SB 1307-Eigel
SB 1264-Fitzwater	SB 1308-Brown (26)
SB 1265-Crawford	SB 1309-Trent
SB 1266-Luetkemeyer	SB 1310-Trent
SB 1267-Schroer	SB 1311-Trent
SB 1268-Schroer	SB 1312-Rowden
SB 1269-Schroer	SB 1313-Luetkemeyer
SB 1270-Schroer	SB 1314-Fitzwater
SB 1271-Schroer	SB 1315-Fitzwater
SB 1272-Schroer	SB 1316-Cierpiot
SB 1273-Schroer	SB 1317-Gannon
SB 1274-Schroer	SB 1318-Moon
SB 1275-Black	SB 1319-Moon
SB 1276-Hough	SB 1320-Moon
SB 1277-Black	SB 1321-McCreery
SB 1278-May	SB 1322-Crawford
SB 1279-May	SB 1323-Mosley
SB 1280-Cierpiot	SB 1324-McCreery
SB 1281-Bernskoetter	SB 1325-McCreery
SB 1282-Bernskoetter	SB 1326-McCreery
SB 1283-Bernskoetter	SB 1327-McCreery

SB 1328-McCreery	SJR 60-Brattin
SB 1329-Schroer	SJR 61-Moon
SB 1330-Schroer	SJR 62-Moon
SB 1331-Koenig	SJR 63-Moon
SB 1332-Roberts	SJR 64-Eslinger
SB 1333-Roberts	SJR 65-Washington
SB 1334-Eigel	SJR 66-Washington
SB 1335-McCreery	SJR 67-Mosley
SB 1336-Thompson Rehder	SJR 68-Mosley
SB 1337-Coleman	SJR 69-Mosley
SB 1338-Fitzwater	SJR 70-Fitzwater
SB 1339-Moon	SJR 71-Black
SB 1340-Bernskoetter	SJR 72-Schroer
SJR 48-Hoskins	SJR 73-Schroer
SJR 49-Koenig	SJR 74-Coleman
SJR 50-Koenig	SJR 75-Carter
SJR 51-Eigel	SJR 76-Carter
SJR 52-Eigel	SJR 77-Carter
SJR 53-Eigel	SJR 78-Brown (26)
SJR 54-Cierpiot	SJR 79-Brown (26)
SJR 55-Cierpiot	SJR 80-Moon
SJR 56-Cierpiot	SJR 81-Carter
SJR 57-Arthur	SJR 82-Brattin
SJR 58-Luetkemeyer	SJR 83-Eigel
SJR 59-Brattin	

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel	SR 562-Moon
SR 558-Eigel	SR 563-Moon
SR 561-Moon	HCR 28-Patterson (O'Laughlin)

To be Referred

SCR 24-Coleman	SCR 26-McCreery
SCR 25-Eigel	

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Journal of the Senate

SECOND REGULAR SESSION

NINTH DAY - THURSDAY, JANUARY 18, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"For I know the plans I have for You', declares the Lord, 'plans to prosper You and not to harm You, plans to give You hope and a future'." (Jeremiah 29:11 NIV)

Heavenly Father, as we finish our work for this week, help us to trust that You have our best interest in mind. Help us to trust that You want us to prosper and give us hope for the future.

As we work together to accomplish the tasks set before us, help us to seek solutions that will help our state prosper and give us hope for the future.

Help us to set our personal wills and desires aside and work together for the greater good of the people of this great state. Lead us, and give us wisdom. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Rowden assumed the Chair.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group, Gray TV and KOMU-8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington—32			

Absent—Senator Williams—1

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

Senator Hoskins moved that the Senate go to the order of business of Second Reading of Senate Bills for the purpose of second reading and referring **SJR 77** to the Committee of the Whole.

Senator Hoskins requested a roll call vote be taken. He was joined in his request by Senators Brattin, Carter, Eigel, and Moon, which motion failed by the following vote:

YEAS—Senators						
Brattin	Carter	Eigel	Hoskins	Koenig	Moon	Schroer—7
NAYS—Senators						
Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon	Hough
Luetkemeyer	May	McCreery	Mosley	O'Laughlin	Razer	Rizzo
Rowden	Thompson Rehder	Trent	Washington—25			

Absent—Senator Williams—1

Absent with leave—Senator Roberts—1

Vacancies—None

Senator Hough assumed the Chair.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1341—By Schroer.

An Act to repeal section 334.120, RSMo, and to enact in lieu thereof one new section relating to the state board of registration for the healing arts.

SB 1342—By Arthur.

An Act to repeal sections 451.040, 451.080, and 451.090, RSMo, and to enact in lieu thereof three new sections relating to the age of marriage, with existing penalty provisions.

SB 1343—By Arthur.

An Act to repeal sections 162.068 and 210.115, RSMo, and to enact in lieu thereof two new sections relating to reporting of certain violations of state law involving children in elementary and secondary education.

SB 1344—By Mosley.

An Act to repeal section 105.669, RSMo, and to enact in lieu thereof two new sections relating to ethics.

SB 1345—By Mosley.

An Act to repeal section 115.295, RSMo, and to enact in lieu thereof one new section relating to rejected absentee ballots, with a delayed effective date.

SB 1346—By Trent.

An Act to repeal section 537.610, RSMo, and to enact in lieu thereof one new section relating to the purchasing of liability insurance for tort claims made against public entities.

SB 1347—By Trent.

An Act to amend chapter 386, RSMo, by adding thereto one new section relating to a community solar pilot program.

SB 1348—By Crawford.

An Act to repeal section 374.190, RSMo, and to enact in lieu thereof two new sections relating to insurance documents.

SB 1349—By Crawford.

An Act to amend chapter 537, RSMo, by adding thereto one new section relating to liability of motorized off-road vehicle activities.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Elizabeth (Libby) Youse, as a member of the Board of Nursing Home Administrators;

Also,

Andrea Jackson-Jennings, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District;

Also,

Travis Freeman, Republican, as a member of the Missouri State University Board of Governors;

Also,

Melissa Winston, as a member of the State Committee of Marital and Family Therapists;

Also,

Craig S. Jones, Republican, Gregory Eldridge, Republican, and Gregory J. Sacks, Republican, as a members of the Elevator Safety Board;

Also,

Phyllis A. Chase, Democrat, as a member of the University of Central Missouri Board of Governors;

Also,

Jane K. Earnhart, as a member of the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects;

Also,

Tammy Thompson and Darren Harris, as members of the State Board of Pharmacy;

Also,

Francis G. Slay, Democrat, and Daniel J. Hegeman, Republican, as members of the State Highways and Transportation Commission;

Also,

Courtney Owens, as a member of the Missouri State Board of Nursing;

Also,

Michael A. Leara, Republican, as the State Supervisor for the Division of Alcohol and Tobacco Control;

Also,

Kurt D. Witzel, as a member of the Missouri State Capitol Commission;

Also,

Robert Knodell, as the Director of the Department of Social Services;

Also,

Paula Nickelson, as the Director of the Department of Health and Senior Services;

Also,

Kevin Spaulding, Republican, as a member of the Missouri Gaming Commission;

Also,

J.R. Webb, as a member of the Missouri 911 Service Board;

Also,

Dennis L. Hicks, Republican, as the Eastern District Commissioner of Livingston County;

Also,

Jhan R. Hurn, as a member of the Mental Health Commission;

Also,

Michael Seibert, Republican, as a member of the Missouri Southern State University Board of Governors;

Also,

Hadley Oden, as the Student Representative to the University of Central Missouri Board of Governors;
and

Ruby Trice, as a member of the Behavioral Analyst Advisory Board.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion.

Senator Brattin rose to object.

Senator Rowden moved to vote on the above reports in one motion.

Senator Fitzwater assumed the Chair.

Senator Coleman assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Coleman assumed the Chair.

Senator Eigel offered a substitute motion that the report submitted by the Committee on Gubernatorial Appointments, to which was referred the appointment of Phyllis A. Chase, Democrat, as a member of the Univeristy Central Missouri Board of Governors, be adopted and the Senate do give its advice and consent to said appointment.

Senator Bean assumed the Chair.

Senator O’Laughlin assumed the Chair.

Senator Hough assumed the Chair.

Senator Rizzo raised a point of order that pursuant to Rule 80, Senator Schroer was out of order.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Schroer offered an amendment to the substitute motion that the substitute motion be amended so that the report submitted by the Committee on Gubernatorial Appointments, to which was referred the appointment of Darren Harris, as a member of the State Board of Pharmacy, be adopted and the Senate do give its advice and consent to said appointment.

Senator Bernskoetter assumed the Chair.

At the request of Senator Rowden the above motion to approve the Gubernatorial Appointments in one motion was withdrawn, rendering the substitute motion and amendment to the substitute motion moot.

President Pro Tem Rowden assumed the Chair.

On behalf of Senator Hough, Chair of the Committee on Appropriations, Senator O’Laughlin submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **SB 748**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Koenig, Chair of the Committee on Education and Workforce Development, Senator O’Laughlin submitted the following report:

Mr. President: Your Committee on Education and Workforce Development, to which was referred **SB 727**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 596, regarding Matt Morin, Doniphan, which was adopted.

Senator Washington offered Senate Resolution No. 597, regarding the death of Vonzell Bryant Sr., Kansas City, which was adopted.

Senator Hough offered Senate Resolution No. 598, regarding Emma Lewis, which was adopted.

INTRODUCTION OF GUESTS

Senator Fitzwater introduced to the Senate, Brady Cook; and Carli Schieferle, Wentzville.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, January 22, 2024.

SENATE CALENDAR

TENTH DAY-MONDAY, JANUARY 22, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 904-Coleman

SB 905-Coleman

SB 906-Coleman	SB 950-Brattin
SB 907-Carter	SB 951-Moon
SB 908-Carter	SB 952-Moon
SB 909-Carter	SB 953-Moon
SB 910-Brown (26)	SB 954-Eslinger
SB 911-Brown (26)	SB 955-Eslinger
SB 912-Brown (26)	SB 956-Eslinger
SB 913-McCreery	SB 957-Bean
SB 914-McCreery	SB 958-Bean
SB 915-McCreery	SB 959-Beck
SB 916-Hoskins	SB 960-Beck
SB 917-Hoskins	SB 962-Razer
SB 918-Hoskins	SB 963-Razer
SB 919-Koenig	SB 964-Razer
SB 920-Koenig	SB 965-Roberts
SB 921-Koenig	SB 966-Roberts
SB 922-Eigel	SB 967-Roberts
SB 923-Eigel	SB 968-Washington
SB 924-Eigel	SB 969-Washington
SB 925-Crawford and Bean	SB 970-Washington
SB 926-Crawford	SB 971-Mosley
SB 927-Crawford	SB 972-Mosley
SB 928-Cierpiot	SB 973-Mosley
SB 929-Cierpiot	SB 974-Fitzwater
SB 930-Cierpiot	SB 975-Fitzwater
SB 931-Arthur	SB 976-Fitzwater
SB 932-Arthur	SB 977-Trent
SB 933-Arthur	SB 978-Trent
SB 934-Bernskoetter	SB 979-Trent
SB 935-Bernskoetter	SB 980-Black
SB 936-Bernskoetter	SB 981-Black
SB 937-Brown (16)	SB 982-Black
SB 938-Brown (16)	SB 983-Schroer
SB 939-Brown (16)	SB 984-Schroer
SB 940-Luetkemeyer	SB 985-Schroer
SB 941-Luetkemeyer	SB 986-Coleman
SB 942-Luetkemeyer	SB 987-Coleman
SB 943-May	SB 988-Coleman
SB 944-May	SB 989-Carter
SB 945-May	SB 990-Carter
SB 946-Thompson Rehder	SB 991-Carter
SB 947-Thompson Rehder	SB 992-Brown (26)
SB 948-Brattin	SB 993-Brown (26)
SB 949-Brattin	SB 994-Brown (26)

SB 995-McCreery	SB 1039-Roberts
SB 996-McCreery	SB 1040-Roberts
SB 997-McCreery	SB 1041-Roberts
SB 998-Hoskins	SB 1042-Washington
SB 999-Hoskins	SB 1043-Washington
SB 1000-Hoskins	SB 1044-Washington
SB 1001-Koenig	SB 1045-Mosley
SB 1002-Koenig	SB 1046-Mosley
SB 1003-Koenig	SB 1047-Mosley
SB 1004-Eigel	SB 1048-Fitzwater
SB 1005-Eigel	SB 1049-Fitzwater
SB 1006-Eigel	SB 1050-Fitzwater
SB 1007-Crawford	SB 1051-Trent
SB 1008-Crawford	SB 1052-Trent
SB 1009-Cierpiot	SB 1053-Trent
SB 1010-Cierpiot	SB 1054-Black
SB 1011-Cierpiot	SB 1055-Black
SB 1012-Arthur	SB 1056-Black
SB 1013-Arthur	SB 1057-Schroer
SB 1014-Arthur	SB 1058-Schroer
SB 1015-Bernskoetter	SB 1059-Schroer
SB 1016-Bernskoetter	SB 1060-Coleman
SB 1017-Bernskoetter	SB 1061-Coleman
SB 1018-Brown (16)	SB 1062-Coleman
SB 1019-Brown (16)	SB 1063-Carter
SB 1020-Luetkemeyer	SB 1064-Carter
SB 1021-May	SB 1065-Carter
SB 1022-May	SB 1066-Brown (26)
SB 1023-May	SB 1067-Brown (26)
SB 1024-Brattin	SB 1068-Brown (26)
SB 1025-Brattin	SB 1069-McCreery
SB 1026-Brattin	SB 1070-McCreery
SB 1027-Moon	SB 1071-McCreery
SB 1028-Moon	SB 1072-Hoskins
SB 1029-Moon	SB 1073-Hoskins
SB 1030-Eslinger	SB 1074-Hoskins
SB 1031-Eslinger	SB 1075-Koenig
SB 1032-Eslinger	SB 1076-Koenig
SB 1033-Beck	SB 1077-Koenig
SB 1034-Beck	SB 1078-Cierpiot
SB 1035-Beck	SB 1079-Cierpiot
SB 1036-Razer	SB 1080-Arthur
SB 1037-Razer	SB 1081-Arthur
SB 1038-Razer	SB 1082-Arthur

SB 1083-May	SB 1129-Hoskins
SB 1084-Brattin	SB 1130-Hoskins
SB 1085-Brattin	SB 1131-Hoskins
SB 1086-Brattin	SB 1132-Koenig
SB 1087-Moon	SB 1133-Koenig
SB 1088-Moon	SB 1134-Koenig
SB 1089-Moon	SB 1135-Arthur
SB 1090-Eslinger	SB 1136-Arthur
SB 1091-Eslinger	SB 1137-Arthur
SB 1092-Eslinger	SB 1138-Brattin
SB 1093-Beck	SB 1139-Brattin
SB 1094-Beck	SB 1140-Brattin
SB 1095-Razer	SB 1141-Moon
SB 1096-Roberts	SB 1142-Moon
SB 1097-Roberts	SB 1143-Moon
SB 1098-Roberts	SB 1144-Eslinger
SB 1099-Washington	SB 1145-Eslinger
SB 1100-Washington	SB 1146-Eslinger
SB 1101-Washington	SB 1147-Roberts
SB 1102-Mosley	SB 1148-Roberts
SB 1103-Mosley	SB 1149-Roberts
SB 1104-Mosley	SB 1150-Washington
SB 1105-Fitzwater	SB 1151-Washington
SB 1106-Fitzwater	SB 1152-Washington
SB 1107-Fitzwater	SB 1153-Mosley
SB 1108-Trent	SB 1154-Mosley
SB 1109-Trent	SB 1155-Mosley
SB 1110-Trent	SB 1156-Fitzwater
SB 1111-Black	SB 1157-Fitzwater
SB 1112-Black	SB 1158-Fitzwater
SB 1113-Black	SB 1159-Trent
SB 1114-Schroer	SB 1160-Trent
SB 1115-Schroer	SB 1161-Trent
SB 1116-Schroer	SB 1162-Black
SB 1117-Coleman	SB 1163-Black
SB 1118-Coleman	SB 1164-Black
SB 1119-Coleman	SB 1165-Schroer
SB 1120-Carter	SB 1166-Schroer
SB 1123-Brown (26)	SB 1167-Coleman
SB 1124-Brown (26)	SB 1168-Coleman
SB 1125-Brown (26)	SB 1169-Coleman
SB 1126-McCreery	SB 1170-Carter
SB 1127-McCreery	SB 1172-Brown (26)
SB 1128-McCreery	SB 1173-McCreery

SB 1174-McCreery	SB 1218-Washington
SB 1175-McCreery	SB 1219-Trent
SB 1176-Hoskins	SB 1220-Trent
SB 1177-Hoskins	SB 1221-Trent
SB 1178-Hoskins	SB 1222-Arthur
SB 1179-Koenig	SB 1223-Arthur
SB 1180-Koenig	SB 1224-Moon
SB 1181-Koenig	SB 1225-Moon
SB 1182-Arthur	SB 1226-Moon
SB 1183-Arthur	SB 1227-Washington
SB 1184-Arthur	SB 1228-Washington
SB 1185-Brattin	SB 1229-Washington
SB 1186-Moon	SB 1230-Trent
SB 1187-Moon	SB 1231-Trent
SB 1188-Moon	SB 1232-Trent
SB 1189-Eslinger	SB 1233-Moon
SB 1190-Eslinger	SB 1234-Moon
SB 1191-Roberts	SB 1235-Washington
SB 1192-Roberts	SB 1236-Washington
SB 1193-Roberts	SB 1237-Washington
SB 1194-Washington	SB 1238-Washington
SB 1195-Washington	SB 1239-Washington
SB 1196-Washington	SB 1240-Washington
SB 1197-Mosley	SB 1241-Washington
SB 1198-Mosley	SB 1242-Washington
SB 1199-Trent	SB 1243-Washington
SB 1200-Trent	SB 1244-Hoskins
SB 1201-Trent	SB 1245-Thompson Rehder
SB 1202-Black	SB 1246-Thompson Rehder
SB 1203-Coleman	SB 1247-Black
SB 1204-McCreery	SB 1248-Brown (16)
SB 1205-McCreery	SB 1249-Black
SB 1206-McCreery	SB 1250-Koenig
SB 1207-Hoskins	SB 1251-Crawford
SB 1208-Koenig	SB 1252-Thompson Rehder
SB 1209-Arthur	SB 1253-Thompson Rehder
SB 1210-Arthur	SB 1254-Razer
SB 1211-Arthur	SB 1255-Razer
SB 1212-Moon	SB 1256-Carter
SB 1213-Moon	SB 1257-Fitzwater
SB 1214-Moon	SB 1258-Fitzwater
SB 1215-Roberts	SB 1259-Fitzwater
SB 1216-Washington	SB 1260-Gannon
SB 1217-Washington	SB 1261-Carter

SB 1262-Bean	SB 1306-Bean
SB 1263-Roberts	SB 1307-Eigel
SB 1264-Fitzwater	SB 1308-Brown (26)
SB 1265-Crawford	SB 1309-Trent
SB 1266-Luetkemeyer	SB 1310-Trent
SB 1267-Schroer	SB 1311-Trent
SB 1268-Schroer	SB 1312-Rowden
SB 1269-Schroer	SB 1313-Luetkemeyer
SB 1270-Schroer	SB 1314-Fitzwater
SB 1271-Schroer	SB 1315-Fitzwater
SB 1272-Schroer	SB 1316-Cierpiot
SB 1273-Schroer	SB 1317-Gannon
SB 1274-Schroer	SB 1318-Moon
SB 1275-Black	SB 1319-Moon
SB 1276-Hough	SB 1320-Moon
SB 1277-Black	SB 1321-McCreery
SB 1278-May	SB 1322-Crawford
SB 1279-May	SB 1323-Mosley
SB 1280-Cierpiot	SB 1324-McCreery
SB 1281-Bernskoetter	SB 1325-McCreery
SB 1282-Bernskoetter	SB 1326-McCreery
SB 1283-Bernskoetter	SB 1327-McCreery
SB 1284-Trent	SB 1328-McCreery
SB 1285-Schroer	SB 1329-Schroer
SB 1286-Bernskoetter	SB 1330-Schroer
SB 1287-Crawford	SB 1331-Koenig
SB 1288-Brattin	SB 1332-Roberts
SB 1289-Carter	SB 1333-Roberts
SB 1290-Carter	SB 1334-Eigel
SB 1291-Carter	SB 1335-McCreery
SB 1292-Crawford	SB 1336-Thompson Rehder
SB 1293-Gannon	SB 1337-Coleman
SB 1294-Williams	SB 1338-Fitzwater
SB 1295-Razer	SB 1339-Moon
SB 1296-O'Laughlin	SB 1340-Bernskoetter
SB 1297-Bean	SB 1341-Schroer
SB 1298-Bean	SB 1342-Arthur
SB 1299-Bean	SB 1343-Arthur
SB 1300-Bean	SB 1344-Mosley
SB 1301-Bean	SB 1345-Mosley
SB 1302-Koenig	SB 1346-Trent
SB 1303-Schroer	SB 1347-Trent
SB 1304-Schroer	SB 1348-Crawford
SB 1305-Beck	SB 1349-Crawford

SJR 48-Hoskins
SJR 49-Koenig
SJR 50-Koenig
SJR 51-Eigel
SJR 52-Eigel
SJR 53-Eigel
SJR 54-Cierpiot
SJR 55-Cierpiot
SJR 56-Cierpiot
SJR 57-Arthur
SJR 58-Luetkemeyer
SJR 59-Brattin
SJR 60-Brattin
SJR 61-Moon
SJR 62-Moon
SJR 63-Moon
SJR 64-Eslinger
SJR 65-Washington

SJR 66-Washington
SJR 67-Mosley
SJR 68-Mosley
SJR 69-Mosley
SJR 70-Fitzwater
SJR 71-Black
SJR 72-Schroer
SJR 73-Schroer
SJR 74-Coleman
SJR 75-Carter
SJR 76-Carter
SJR 77-Carter
SJR 78-Brown (26)
SJR 79-Brown (26)
SJR 80-Moon
SJR 81-Carter
SJR 82-Brattin
SJR 83-Eigel

SENATE BILLS FOR PERFECTION

SB 748-Hough

SB 727-Koenig, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon

SR 562-Moon
SR 563-Moon
HCR 28-Patterson (O'Laughlin)

To be Referred

SCR 24-Coleman
SCR 25-Eigel

SCR 26-McCreery

Journal of the Senate

SECOND REGULAR SESSION

TENTH DAY - TUESDAY, JANUARY 23, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"For the Lord gives wisdom; from his mouth come knowledge and understanding. He holds success in store for the upright, he is a shield to those whose walk is blameless." (Proverbs 2:6-7 NIV)

God of wisdom and grace, as we gather together again this week, we humbly seek Your guidance and wisdom. Grant us discernment to make wise decisions that reflect justice and compassion, and cause our state to thrive. We pray for unity, and that deliberations may be guided by a spirit of cooperation, understanding, and a commitment to the well-being of all the people of this great state. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal from Thursday, January 18, 2024 was read in part.

Senator O’Laughlin moved that further reading of the Journal be dispensed with and the same be approved as though having been fully read.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Bean assumed the Chair.

Senator O’Laughlin renewed her motion that the Journal be approved, which motion prevailed.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 599, regarding the Centennial Anniversary of the Rotary Club, Centralia, which was adopted.

Senator Rowden offered Senate Resolution No. 600, regarding Janaija Kimbrough, Columbia, which was adopted.

Senator Beck offered Senate Resolution No. 601, regarding Mark Steven Smith III, Arnold, which was adopted.

Senator Beck offered Senate Resolution No. 602, regarding Notre Dame High School, St. Louis, which was adopted.

Senator Beck and Senator Rowden offered Senate Resolution No. 603, regarding Cori Bair, Collinsville, IL, which was adopted.

Senator Beck offered Senate Resolution No. 604, regarding Syberg's-Gravois, St. Louis, which was adopted.

Senator Beck and Senator Rowden offered Senate Resolution No. 605, regarding Shelly Cornell, Columbia, IL, which was adopted.

Senator Beck offered Senate Resolution No. 606, regarding Tacos Wey and Grill, St. Louis, which was adopted.

Senator McCreery and Senator Beck offered Senate Resolution No. 607, regarding Sergeant Daniel Phillips, Webster Groves, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 608, regarding Lakeview Middle School, Platte City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 609, regarding Plaza Middle School, Kansas City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 610, regarding Platte County High School, Platte City, which was adopted.

Senator Razer offered Senate Resolution No. 611, regarding Charlotte Street Foundation, Kansas City, which was adopted.

Senator O'Laughlin and Senator Rowden offered Senate Resolution No. 612, regarding the death of Donald "Don" Christy Gentry, which was adopted.

Senator McCreery offered Senate Resolution No. 613, regarding Rockwood Summit High School library, Fenton, which was adopted.

Senator McCreery offered Senate Resolution No. 614, regarding Truman Middle School library, St. Louis, which was adopted.

Senator Brown (16) offered Senate Resolution No. 615, regarding Rainier Sode, Lebanon, which was adopted.

Senator Brown (16) offered Senate Resolution No. 616, regarding Debbie Fraski, Crocker, which was adopted.

Senator Black offered Senate Resolution No. 617, regarding Maverick Sybert, Rosendale, which was adopted.

Senator Black offered Senate Resolution No. 618, regarding Hilde Wheeler, Rosendale, which was adopted.

Senator Black offered Senate Resolution No. 619, regarding Collin Sybert, Rosendale, which was adopted.

Senator Hough offered Senate Resolution No. 620, regarding Glendale High School library, Springfield, which was adopted.

CONCURRENT RESOLUTIONS

Senator O’Laughlin moved that **HCR 28** be taken up for adoption, which motion prevailed.

On motion of Senator O’Laughlin, **HCR 28** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	McCreery	Moon	Mosley
O’Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Williams—30					

NAYS—Senators—None

Absent—Senators

Carter	Coleman	May	Washington—4
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Absent with leave—Senators—None

Vacancies—None

Senator Moon requested unanimous consent of the Senate to withdraw **SB 1339**, which request was granted.

COMMITTEE APPOINTMENTS

President Pro Tem Rowden appointed the following escort committee pursuant to **HCR 28**: Senators Crawford, Eslinger, Bean, Bernskoetter, Hough, Luetkemeyer, Black, Rizzo, Arthur, and May.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Elizabeth (Libby) Youse, as a member of the Board of Nursing Home Administrators;

Also,

Andrea Jackson-Jennings, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District;

Also,

Travis Freeman, Republican, as a member of the Missouri State University Board of Governors;

Also,

Melissa Winston, as a member of the State Committee of Marital and Family Therapists;

Also,

Craig S. Jones, Republican, Gregory Eldridge, Republican, and Gregory J. Sacks, Republican, as members of the Elevator Safety Board;

Also,

Phyllis A. Chase, Democrat, as a member of the University of Central Missouri Board of Governors;

Also,

Jane K. Earnhart, as a member of the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects;

Also,

Tammy Thompson and Darren Harris, as members of the State Board of Pharmacy;

Also,

Francis G. Slay, Democrat, and Daniel J. Hegeman, Republican, as members of the State Highways and Transportation Commission;

Also,

Courtney Owens, as a member of the Missouri State Board of Nursing;

Also,

Michael A. Leara, Republican, as the State Supervisor for the Division of Alcohol and Tobacco Control;

Also,

Kurt D. Witzel, as a member of the Missouri State Capitol Commission;

Also,

Robert Knodell, as the Director of the Department of Social Services;

Also,

Paula Nickelson, as the Director of the Department of Health and Senior Services;

Also,

Kevin Spaulding, Republican, as a member of the Missouri Gaming Commission;

Also,

J.R. Webb, as a member of the Missouri 911 Service Board;

Also,

Dennis L. Hicks, Republican, as the Eastern District Commissioner of Livingston County;

Also,

Jhan R. Hurn, as a member of the Mental Health Commission;

Also,

Michael Seibert, Republican, as a member of the Missouri Southern State University Board of Governors;

Also,

Hadley Oden, as the Student Representative to the University of Central Missouri Board of Governors;
and

Ruby Trice, as member of the Behavioral Analyst Advisory Board.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

January 23, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin;

I am making the following changes to the Committee on Economic Development and Tax Policy:

I remove Senator Denny Hoskins from the committee.

Further, I appoint Senator Ben Brown to the committee and as Chair.

Sincerely,



Caleb Rowden

Also,

January 23, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin;

I am making the following changes to the Committee on Appropriations:

I remove Senator Denny Hoskins.

Sincerely,



Caleb Rowden

Also,

January 23, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin;

I am making the following changes to the Committee on Veterans, Military Affairs, and Pensions:

I remove Senator Bill Eigel and appoint Senator Rusty Black as Chair.

I remove Senator Rick Brattin and appoint Senator Elaine Gannon as Vice Chair.

Sincerely,



Caleb Rowden

Also,

January 23, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin;

I am making the following changes to the Committee on Education and Workforce Development:

I remove Senator Andrew Koenig and appoint Senator Curtis Trent as Chair.

I also remove Senator Rick Brattin as Vice Chair.

Sincerely,



Caleb Rowden

Also,

January 23, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin;

Pursuant to Senate Rule 12, I am making the following changes to the Select Committee on the Protection of Missouri Assets from Foreign Adversaries:

I remove Senator Rick Brattin and appoint Senator Mike Bernskoetter as Chair and appoint Senator Rusty Black as Vice Chair.

Sincerely,



Caleb Rowden

Also,

January 23, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin;

Please be advised that I am hereby appointing the "Select" Committee on Empowering Missouri Parents and Children to consist of the following members:

Senator Curtis Trent, Chair
Senator Mary Elizabeth Coleman, Vice Chair
Senator Caleb Rowden
Senator Travis Fitzwater
Senator Jill Carter
Senator Lauren Arthur
Senator Doug Beck

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden

On motion of Senator O’Laughlin, the Senate adjourned until 2:30 p.m., Wednesday, January 24, 2024.

SENATE CALENDAR

ELEVENTH DAY-WEDNESDAY, JANUARY 24, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 904-Coleman	SB 933-Arthur
SB 905-Coleman	SB 934-Bernskoetter
SB 906-Coleman	SB 935-Bernskoetter
SB 907-Carter	SB 936-Bernskoetter
SB 908-Carter	SB 937-Brown (16)
SB 909-Carter	SB 938-Brown (16)
SB 910-Brown (26)	SB 939-Brown (16)
SB 911-Brown (26)	SB 940-Luetkemeyer
SB 912-Brown (26)	SB 941-Luetkemeyer
SB 913-McCreery	SB 942-Luetkemeyer
SB 914-McCreery	SB 943-May
SB 915-McCreery	SB 944-May
SB 916-Hoskins	SB 945-May
SB 917-Hoskins	SB 946-Thompson Rehder
SB 918-Hoskins	SB 947-Thompson Rehder
SB 919-Koenig	SB 948-Brattin
SB 920-Koenig	SB 949-Brattin
SB 921-Koenig	SB 950-Brattin
SB 922-Eigel	SB 951-Moon
SB 923-Eigel	SB 952-Moon
SB 924-Eigel	SB 953-Moon
SB 925-Crawford and Bean	SB 954-Eslinger
SB 926-Crawford	SB 955-Eslinger
SB 927-Crawford	SB 956-Eslinger
SB 928-Cierpiot	SB 957-Bean
SB 929-Cierpiot	SB 958-Bean
SB 930-Cierpiot	SB 959-Beck
SB 931-Arthur	SB 960-Beck
SB 932-Arthur	SB 962-Razer

SB 963-Razer	SB 1007-Crawford
SB 964-Razer	SB 1008-Crawford
SB 965-Roberts	SB 1009-Cierpiot
SB 966-Roberts	SB 1010-Cierpiot
SB 967-Roberts	SB 1011-Cierpiot
SB 968-Washington	SB 1012-Arthur
SB 969-Washington	SB 1013-Arthur
SB 970-Washington	SB 1014-Arthur
SB 971-Mosley	SB 1015-Bernskoetter
SB 972-Mosley	SB 1016-Bernskoetter
SB 973-Mosley	SB 1017-Bernskoetter
SB 974-Fitzwater	SB 1018-Brown (16)
SB 975-Fitzwater	SB 1019-Brown (16)
SB 976-Fitzwater	SB 1020-Luetkemeyer
SB 977-Trent	SB 1021-May
SB 978-Trent	SB 1022-May
SB 979-Trent	SB 1023-May
SB 980-Black	SB 1024-Brattin
SB 981-Black	SB 1025-Brattin
SB 982-Black	SB 1026-Brattin
SB 983-Schroer	SB 1027-Moon
SB 984-Schroer	SB 1028-Moon
SB 985-Schroer	SB 1029-Moon
SB 986-Coleman	SB 1030-Eslinger
SB 987-Coleman	SB 1031-Eslinger
SB 988-Coleman	SB 1032-Eslinger
SB 989-Carter	SB 1033-Beck
SB 990-Carter	SB 1034-Beck
SB 991-Carter	SB 1035-Beck
SB 992-Brown (26)	SB 1036-Razer
SB 993-Brown (26)	SB 1037-Razer
SB 994-Brown (26)	SB 1038-Razer
SB 995-McCreery	SB 1039-Roberts
SB 996-McCreery	SB 1040-Roberts
SB 997-McCreery	SB 1041-Roberts
SB 998-Hoskins	SB 1042-Washington
SB 999-Hoskins	SB 1043-Washington
SB 1000-Hoskins	SB 1044-Washington
SB 1001-Koenig	SB 1045-Mosley
SB 1002-Koenig	SB 1046-Mosley
SB 1003-Koenig	SB 1047-Mosley
SB 1004-Eigel	SB 1048-Fitzwater
SB 1005-Eigel	SB 1049-Fitzwater
SB 1006-Eigel	SB 1050-Fitzwater

SB 1051-Trent	SB 1095-Razer
SB 1052-Trent	SB 1096-Roberts
SB 1053-Trent	SB 1097-Roberts
SB 1054-Black	SB 1098-Roberts
SB 1055-Black	SB 1099-Washington
SB 1056-Black	SB 1100-Washington
SB 1057-Schroer	SB 1101-Washington
SB 1058-Schroer	SB 1102-Mosley
SB 1059-Schroer	SB 1103-Mosley
SB 1060-Coleman	SB 1104-Mosley
SB 1061-Coleman	SB 1105-Fitzwater
SB 1062-Coleman	SB 1106-Fitzwater
SB 1063-Carter	SB 1107-Fitzwater
SB 1064-Carter	SB 1108-Trent
SB 1065-Carter	SB 1109-Trent
SB 1066-Brown (26)	SB 1110-Trent
SB 1067-Brown (26)	SB 1111-Black
SB 1068-Brown (26)	SB 1112-Black
SB 1069-McCreery	SB 1113-Black
SB 1070-McCreery	SB 1114-Schroer
SB 1071-McCreery	SB 1115-Schroer
SB 1072-Hoskins	SB 1116-Schroer
SB 1073-Hoskins	SB 1117-Coleman
SB 1074-Hoskins	SB 1118-Coleman
SB 1075-Koenig	SB 1119-Coleman
SB 1076-Koenig	SB 1120-Carter
SB 1077-Koenig	SB 1123-Brown (26)
SB 1078-Cierpiot	SB 1124-Brown (26)
SB 1079-Cierpiot	SB 1125-Brown (26)
SB 1080-Arthur	SB 1126-McCreery
SB 1081-Arthur	SB 1127-McCreery
SB 1082-Arthur	SB 1128-McCreery
SB 1083-May	SB 1129-Hoskins
SB 1084-Brattin	SB 1130-Hoskins
SB 1085-Brattin	SB 1131-Hoskins
SB 1086-Brattin	SB 1132-Koenig
SB 1087-Moon	SB 1133-Koenig
SB 1088-Moon	SB 1134-Koenig
SB 1089-Moon	SB 1135-Arthur
SB 1090-Eslinger	SB 1136-Arthur
SB 1091-Eslinger	SB 1137-Arthur
SB 1092-Eslinger	SB 1138-Brattin
SB 1093-Beck	SB 1139-Brattin
SB 1094-Beck	SB 1140-Brattin

SB 1141-Moon	SB 1186-Moon
SB 1142-Moon	SB 1187-Moon
SB 1143-Moon	SB 1188-Moon
SB 1144-Eslinger	SB 1189-Eslinger
SB 1145-Eslinger	SB 1190-Eslinger
SB 1146-Eslinger	SB 1191-Roberts
SB 1147-Roberts	SB 1192-Roberts
SB 1148-Roberts	SB 1193-Roberts
SB 1149-Roberts	SB 1194-Washington
SB 1150-Washington	SB 1195-Washington
SB 1151-Washington	SB 1196-Washington
SB 1152-Washington	SB 1197-Mosley
SB 1153-Mosley	SB 1198-Mosley
SB 1154-Mosley	SB 1199-Trent
SB 1155-Mosley	SB 1200-Trent
SB 1156-Fitzwater	SB 1201-Trent
SB 1157-Fitzwater	SB 1202-Black
SB 1158-Fitzwater	SB 1203-Coleman
SB 1159-Trent	SB 1204-McCreery
SB 1160-Trent	SB 1205-McCreery
SB 1161-Trent	SB 1206-McCreery
SB 1162-Black	SB 1207-Hoskins
SB 1163-Black	SB 1208-Koenig
SB 1164-Black	SB 1209-Arthur
SB 1165-Schroer	SB 1210-Arthur
SB 1166-Schroer	SB 1211-Arthur
SB 1167-Coleman	SB 1212-Moon
SB 1168-Coleman	SB 1213-Moon
SB 1169-Coleman	SB 1214-Moon
SB 1170-Carter	SB 1215-Roberts
SB 1172-Brown (26)	SB 1216-Washington
SB 1173-McCreery	SB 1217-Washington
SB 1174-McCreery	SB 1218-Washington
SB 1175-McCreery	SB 1219-Trent
SB 1176-Hoskins	SB 1220-Trent
SB 1177-Hoskins	SB 1221-Trent
SB 1178-Hoskins	SB 1222-Arthur
SB 1179-Koenig	SB 1223-Arthur
SB 1180-Koenig	SB 1224-Moon
SB 1181-Koenig	SB 1225-Moon
SB 1182-Arthur	SB 1226-Moon
SB 1183-Arthur	SB 1227-Washington
SB 1184-Arthur	SB 1228-Washington
SB 1185-Brattin	SB 1229-Washington

SB 1230-Trent	SB 1274-Schroer
SB 1231-Trent	SB 1275-Black
SB 1232-Trent	SB 1276-Hough
SB 1233-Moon	SB 1277-Black
SB 1234-Moon	SB 1278-May
SB 1235-Washington	SB 1279-May
SB 1236-Washington	SB 1280-Cierpiot
SB 1237-Washington	SB 1281-Bernskoetter
SB 1238-Washington	SB 1282-Bernskoetter
SB 1239-Washington	SB 1283-Bernskoetter
SB 1240-Washington	SB 1284-Trent
SB 1241-Washington	SB 1285-Schroer
SB 1242-Washington	SB 1286-Bernskoetter
SB 1243-Washington	SB 1287-Crawford
SB 1244-Hoskins	SB 1288-Brattin
SB 1245-Thompson Rehder	SB 1289-Carter
SB 1246-Thompson Rehder	SB 1290-Carter
SB 1247-Black	SB 1291-Carter
SB 1248-Brown (16)	SB 1292-Crawford
SB 1249-Black	SB 1293-Gannon
SB 1250-Koenig	SB 1294-Williams
SB 1251-Crawford	SB 1295-Razer
SB 1252-Thompson Rehder	SB 1296-O'Laughlin
SB 1253-Thompson Rehder	SB 1297-Bean
SB 1254-Razer	SB 1298-Bean
SB 1255-Razer	SB 1299-Bean
SB 1256-Carter	SB 1300-Bean
SB 1257-Fitzwater	SB 1301-Bean
SB 1258-Fitzwater	SB 1302-Koenig
SB 1259-Fitzwater	SB 1303-Schroer
SB 1260-Gannon	SB 1304-Schroer
SB 1261-Carter	SB 1305-Beck
SB 1262-Bean	SB 1306-Bean
SB 1263-Roberts	SB 1307-Eigel
SB 1264-Fitzwater	SB 1308-Brown (26)
SB 1265-Crawford	SB 1309-Trent
SB 1266-Luetkemeyer	SB 1310-Trent
SB 1267-Schroer	SB 1311-Trent
SB 1268-Schroer	SB 1312-Rowden
SB 1269-Schroer	SB 1313-Luetkemeyer
SB 1270-Schroer	SB 1314-Fitzwater
SB 1271-Schroer	SB 1315-Fitzwater
SB 1272-Schroer	SB 1316-Cierpiot
SB 1273-Schroer	SB 1317-Gannon

SB 1318-Moon	SJR 51-Eigel
SB 1319-Moon	SJR 52-Eigel
SB 1320-Moon	SJR 53-Eigel
SB 1321-McCreery	SJR 54-Cierpiot
SB 1322-Crawford	SJR 55-Cierpiot
SB 1323-Mosley	SJR 56-Cierpiot
SB 1324-McCreery	SJR 57-Arthur
SB 1325-McCreery	SJR 58-Luetkemeyer
SB 1326-McCreery	SJR 59-Brattin
SB 1327-McCreery	SJR 60-Brattin
SB 1328-McCreery	SJR 61-Moon
SB 1329-Schroer	SJR 62-Moon
SB 1330-Schroer	SJR 63-Moon
SB 1331-Koenig	SJR 64-Eslinger
SB 1332-Roberts	SJR 65-Washington
SB 1333-Roberts	SJR 66-Washington
SB 1334-Eigel	SJR 67-Mosley
SB 1335-McCreery	SJR 68-Mosley
SB 1336-Thompson Rehder	SJR 69-Mosley
SB 1337-Coleman	SJR 70-Fitzwater
SB 1338-Fitzwater	SJR 71-Black
SB 1340-Bernskoetter	SJR 72-Schroer
SB 1341-Schroer	SJR 73-Schroer
SB 1342-Arthur	SJR 74-Coleman
SB 1343-Arthur	SJR 75-Carter
SB 1344-Mosley	SJR 76-Carter
SB 1345-Mosley	SJR 77-Carter
SB 1346-Trent	SJR 78-Brown (26)
SB 1347-Trent	SJR 79-Brown (26)
SB 1348-Crawford	SJR 80-Moon
SB 1349-Crawford	SJR 81-Carter
SJR 48-Hoskins	SJR 82-Brattin
SJR 49-Koenig	SJR 83-Eigel
SJR 50-Koenig	

SENATE BILLS FOR PERFECTION

SB 748-Hough

SB 727-Koenig, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon

SR 562-Moon
SR 563-Moon

To be Referred

SCR 24-Coleman
SCR 25-Eigel

SCR 26-McCreery

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Journal of the Senate

SECOND REGULAR SESSION

ELEVENTH DAY - WEDNESDAY, JANUARY 24, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"There is a way that appears to be right, but in the end, it leads to death." (Proverbs 14:12 NIV)

Heavenly Father, we ask that You would give us wisdom to make decisions which would reflect Your character and help our state thrive. Help us to remember to seek Your guidance and not lean on our own understanding. Help each of us to remember that we are not perfect, and that all of us fall short of Your glory. We ask that you would give us humility as we work together to accomplish the work set out before us. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 621, regarding Missouri DECA, which was adopted.

Senator Brown (26) offered Senate Resolution No. 622, regarding Eagle Scout Shane Greer, Linn, which was adopted.

Senator Fitzwater offered Senate Resolution No. 623, regarding Thomas Brady, Holts Summit, which was adopted.

Senator Koenig offered Senate Resolution No. 624, regarding Rohan Deshpande, Chesterfield, which was adopted.

Senator Koenig offered Senate Resolution No. 625, regarding Parkway South High School, Manchester, which was adopted.

Senator Brown (16) offered Senate Resolution No. 626, regarding Connie Goodridge, Rolla, which was adopted.

Senator Beck offered the following resolution:

SENATE RESOLUTION NO. 627

Whereas, the members of the Missouri Senate believe it is altogether fitting and proper to recognize the birth of a child as one of life's most rewarding and miraculous occasions; and

Whereas, it is with great pride and sincere admiration that this legislative body pauses to acknowledge the arrival of a very special addition to the citizenry of the great State of Missouri: Murphy Douglas Beck; and

Whereas, Murphy Douglas Beck was welcomed into this world on Saturday, January 20, 2024, by his proud and loving parents, Corey and Katie Beck of St. Louis, Missouri; and

Whereas, tipping the scales at six pounds, twelve ounces and measuring nineteen inches in length, Murphy Douglas Beck debuted as the picture of infant health; and

Whereas, Murphy Douglas Beck is the firstborn child of Corey and Katie Beck and the fourth grandchild of Doug and Marilyn Beck; and

Whereas, Murphy Douglas Beck will receive a lifetime of love, support, and encouragement from all the devoted members of his family who have welcomed him into their hearts as a precious gift from God:

Now, Therefore, Be It Resolved that we, the members of the Missouri Senate join in extending a warm and hearty welcome to and express our most heartfelt congratulations and best wishes to his proud parents at the beginning of their new life together; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for presentation to Corey and Katie Beck.

Senator Roberts offered Senate Resolution No. 628, regarding Vivian Martain, St. Louis, which was adopted.

Senator Rizzo offered Senate Resolution No. 629, regarding the death of Dominick "Scoots" Scudiero, Kansas City, which was adopted.

CONCURRENT RESOLUTIONS

Senator Arthur offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 27

Relating to SCN2A awareness day.

Whereas, mutations of the SCN2A gene are the leading single cause of neurodevelopmental disorders such as autism, childhood seizures, and intellectual disabilities; and

Whereas, SCN2A disorders are also associated with a spectrum of syndromes ranging from severe, life-threatening conditions to developmental delays, including sleep disturbances, gastrointestinal dysfunction, movement disorders, pain, and dysautonomia; and

Whereas, research predicts that approximately one in nine thousand people will be diagnosed with SCN2A-related disorders; and

Whereas, while SCN2A-related disorders can be easily identified by DNA testing, SCN2A-related disorders frequently go undetected due to a lack of awareness, even within the medical community; and

Whereas, the field of study of SCN2A-related disorders is growing, but additional studies are needed to develop therapies and treatments:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate February 24 of each year as "SCN2A Awareness Day" in Missouri; and

Be It Further Resolved that the General Assembly encourages all residents of this state to participate in activities and wear purple, blue, or green on this day to bring awareness of these conditions and the need for treatment; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1350—By Luetkemeyer.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to public contracts.

SB 1351—By Luetkemeyer.

An Act to repeal section 256.410, RSMo, and to enact in lieu thereof one new section relating to the release of certain confidential information by the division of geology and land survey, with penalty provisions.

SB 1352—By Luetkemeyer.

An Act to repeal sections 400.1-201, 400.1-204, 400.1-301, 400.1-306, 400.2-102, 400.2-106, 400.2-201, 400.2-202, 400.2-203, 400.2-205, 400.2-209, 400.2A-102, 400.2A-103, 400.2A-107, 400.2A-201, 400.2A-202, 400.2A-203, 400.2A-205, 400.2A-208, 400.3-104, 400.3-105, 400.3-401, 400.3-604, 400.4A-103, 400.4A-201, 400.4A-202, 400.4A-203, 400.4A-207, 400.4A-208, 400.4A-210, 400.4A-211, 400.4A-305, 400.5-104, 400.5-116, 400.7-102, 400.7-106, 400.8-102, 400.8-103, 400.8-106, 400.8-110, 400.8-303, 400.9-102, 400.9-104, 400.9-105, 400.9-203, 400.9-204, 400.9-207, 400.9-208, 400.9-209, 400.9-210, 400.9-301, 400.9-304, 400.9-305, 400.9-310, 400.9-312, 400.9-313, 400.9-314, 400.9-316, 400.9-317, 400.9-323, 400.9-324, 400.9-330, 400.9-331, 400.9-332, 400.9-334, 400.9-341, 400.9-404, 400.9-406, 400.9-408, 400.9-509, 400.9-513, 400.9-601, 400.9-605, 400.9-608, 400.9-611, 400.9-613, 400.9-614, 400.9-615, 400.9-616, 400.9-619, 400.9-620, 400.9-621, 400.9-624, and 400.9-628, RSMo, and to enact in lieu thereof one hundred eight new sections relating to commercial transactions.

SB 1353—By Brown (16).

An Act to repeal section 221.105, RSMo, and to enact in lieu thereof one new section relating to reimbursements to jails.

SB 1354—By Cierpiot.

An Act to amend chapter 144, RSMo, by adding thereto one new section relating to a sales and use tax exemption for certain broadband communications service equipment.

SB 1355—By Williams.

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to grants to employers for the purpose of enhancing cybersecurity.

SB 1356—By Williams.

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to fees paid to the Missouri emergency response commission.

SB 1357—By Thompson Rehder.

An Act to repeal section 192.990, RSMo, and to enact in lieu thereof one new section relating to maternal mortality.

SB 1358—By Thompson Rehder.

An Act to repeal sections 407.1025 and 407.1034, RSMo, and to enact in lieu thereof three new sections relating to vehicle dealers.

SB 1359—By Trent.

An Act to amend chapter 380, RSMo, by adding thereto one new section relating to mutual insurance companies.

SB 1360—By Brown (16).

An Act to amend chapter 620, RSMo, by adding thereto one new section relating to incentives for converting a business to produce certain chemicals, gases, metals, and minerals.

SB 1361—By Brown (16).

An Act to repeal section 205.971, RSMo, and to enact in lieu thereof one new section relating to county developmental disability resource board taxes.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following members to act with a like committee from the Senate pursuant to **HCR 28**. Representatives: Toalson Reisch, Reedy, Stephens, Kelly (127), Burger, Stacy, Brown (27), Barnes, Bangert and Meredith.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 37**.

HOUSE CONCURRENT RESOLUTION NO. 37

BE IT RESOLVED, by the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of

the House of Representatives at 10:15 a.m., Wednesday, February 7, 2024, to receive a message from the Honorable Mary R. Russell, Chief Justice of the Supreme Court of the State of Missouri; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

On motion of Senator O'Laughlin, the Senate repaired to the House of Representatives to receive the State of the State Address from His Excellency, Governor Michael L. Parson.

JOINT SESSION

The Joint Session was called to order by President Kehoe.

The Color Guard from the Missouri State Highway Patrol, Troop F, presented the colors.

The Pledge of Allegiance to the Flag was recited.

On roll call the following Senators were present:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senator Schroer—1

Absent with leave—Senators—None

Vacancies—None

On roll call the following Representatives were present:

PRESENT: 153

Adams	Allen	Amato	Anderson	Aune	Baker	Banderman
Bangert	Baringer	Barnes	Billington	Black	Bland Manlove	Boggs
Bonacker	Bosley	Bromley	Brown (16)	Brown (149)	Brown (87)	Brown (27)
Buchheit-Courtway	Burger	Burton	Busick	Butz	Byrnes	Casteel
Chappell	Christ	Christensen	Coleman	Collins	Cook	Copeland
Crossley	Cupps	Davidson	Davis	Deaton	Diehl	Dinkins
Doll	Ealy	Evans	Falkner	Farnan	Fogle	Fountain Henderson
Francis	Gallick	Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert	Ingle	Johnson (12)
Johnson (23)	Jones	Justus	Kalberloh	Keathley	Kelley (127)	Kelly (141)
Knight	Lavender	Lewis (6)	Lonsdale	Lovasco	Mackey	Mann
Marquart	Mayhew	McGaugh	McGill	McMullen	Merideth	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharp (37)	Sharpe (4)	Shields	Smith (155)	Smith (163)
Smith (46)	Sparks	Stacy	Steinhoff	Stephens	Stinnett	Strickler
Taylor (48)	Taylor (84)	Terry	Thomas	Thompson	Titus	Toalson Reisch
Unsicker	Van Schoiack	Veit	Voss	Waller	Walsh Moore	Weber

West	Wilson	Windham	Woods	Wright	Mr. Speaker	
ABSENT: 9						
Appelbaum	Atchison	Burnett	Christofanelli	Clemens	Lewis (25)	Matthiesen
Sauls	Young					

VACANCIES: 1

The Joint Committee appointed to wait upon his Excellency, Governor Michael L. Parson, escorted the Governor to the dais where he delivered the State of the State Address to the Joint Assembly:

2024 State of the State Address – PUTTING PEOPLE FIRST

Governor Mike Parson

Thank you Lieutenant Governor Kehoe, Mr. Speaker, statewide officials, members of the General Assembly, esteemed guests...

AND it is my honor to welcome...for the first time in our state's history... Judges of the first ever female-majority Supreme Court of Missouri.

It is an honor to be joined by the First Lady as I'm welcomed to the dais for the final time as the 57th Governor of the Great State of Missouri.

During our time as Governor, we've accomplished more than any of us probably thought was ever possible. BUT I wouldn't be standing here today without my support system...my family. AND that's where I want to start.

First and foremost, the First Lady... Teresa has been by my side every step of the way. AND after 38 years of marriage, I wouldn't be the Husband, Father, Gramps, or Governor I am today without her.

Thank you for serving in a role you never asked for but doing it each and every day with grace and a passionate commitment to best serve the people of Missouri.

Ladies and gentleman, your distinguished First Lady of the great state of Missouri...

Would my family please stand to be recognized?

Like the legislators in this room and Missourians across the state...my faith, family, and the next generations are the driving force behind the change we have made in Missouri.

AND last year when I stood before you, I highlighted many of our historic achievements we've accomplished together...

As we laid out bold and historic proposals, I declared that this Governor...this Dad...and this Gramps...is not done yet...

We are not done yet...and while that's still true, I'm here to tell you...We're getting close.

After serving six sessions in the House, six sessions in the Senate, two sessions as Lt. Governor, and now my sixth and final session as your 57th Governor...I am expected to say this is a bittersweet moment.

BUT while the view from this dais facing all of you is a fine sight to see...it's no comparison to the view of the Polk County fields behind the windshield of my John Deere tractor.

But look...I promise to think of all of you...on occasion.

BUT in all seriousness, I'll be leaving here with my head held high...

Because like many of you who came here for the right reasons...We never wavered from those wise words on our Capitol and inscribed in our state seal...

“Let the good of the people be the supreme law.”

In every decision we make, we must look to the effects on the next generations and the ability for them to achieve their American Dream. In every decision, we must PUT PEOPLE FIRST.

Easy said, but hard to do...it's a simple idea that has been our guiding principle since the very beginning.

AND that's our final commitment to you. Until our final day...we'll continue to put people first.

When I became Governor, Missourians were tired of the turmoil, political infighting, and self-involved personalities. They were tired of quitters...

AND when I first stepped into the Governor's Office, amidst the thousands of camera clicks, hundreds of shouting questions, and countless state, local, and national media...we CLOSED the chapter on scandal and began a new direction...because there was NO TURNIN' BACK.

We declared a fresh start and the return of stability. We committed to ensuring the next generations have their opportunity at the American Dream. We promised the return of integrity to state government...

AND above all we promised to return a people first mentality. AND today, I firmly believe we have DONE just that.

Every year, we have approved conservative and balanced budgets. We have maintained our AAA credit rating and we've ALWAYS left funds on the bottom line.

Actually, with the budget we outline today...we will leave office with over \$1.5 billion dollars on the bottom line, which has never been done before in our state's history.

We're also pleased to report that we have paid down Missouri's debt by over \$600 million dollars, leaving the state with 53 percent less debt than when we started.

That is quite the contrast compared to what we are seeing happen in Washington D.C., in Missouri, we don't leave future generations to pick up the tab. We pay our bills, and we put people first...

Working with all of you, balanced and conservative budgets have always been the norm never the exception.

AND we've always been more interested in giving back Missourians' hard-earned dollars rather than spending them.

In turn, that creates jobs, business growth, and increased revenues to the state.

In fact, state revenues have increased 40 percent since 2018. With significant growth coming from sales revenue...not income taxes, not corporate taxes, and not fuel taxes...but from revenue created by Missourians spending their own money. Not government programs.

AND ONE HUGE FACTOR was the three separate tax CUTS we approved... including the largest in our state's history.

We have decreased Missourians' tax burdens by over 20 percent. Unleashing an economic powerhouse in the State of Missouri.

When I became Governor, we were ranked 42nd for GDP growth and last among our Midwest neighbors. Today, we are ranked 23rd in the nation and Top 5 in the Midwest for GDP growth.

That's a real reckoning here in Jefferson City. That's not all talk and hot air, that's a true reckoning of growth and opportunity that Missourians have come to expect from this administration and state government.

That's our leadership creating a real formula for success, and that's something all of us should celebrate in this chamber.

Overall, Missouri now has the 13th lowest tax burden of any state in the nation.

AND under our Administration, our unemployment rate fell to 2.1 percent, the lowest rate ever recorded in our state's history. Actually, it has been so low that our problem is not creating jobs but filling jobs.

Since becoming Governor, we've added more than 110,000 jobs to our economy and closed out the year ranked 15th nationally for job creation.

Today, as I stand before you for the final time as Missouri's 57th Governor... I declare that the State of our State is stronger than it has ever been.

We've done it all by putting people first...AND that started with state government.

Nothing we do in this room is possible without the dedicated public servants across the state to implement these ideas. BUT when I became Governor, state government was quickly becoming underappreciated, understaffed, and underpaid.

That's why we approved three historic pay increases to recruit and retain quality talent across state government - raising team member pay by over 20 percent since 2018.

AND let me just say: investments in our state employees have been worth EVERY penny.

AND that's why this year we are proposing an additional 3.2 percent cost of living increase for all state employees.

AND representing our more than 47,000 state team members here today is my Cabinet.

Through every crisis, I turned to my Cabinet and their teams not the federal government...AND I always maintained that the answers to our problems are in this state and among our people...

If we just allow ourselves to put egos and self-importance to the side and listen.

AND while they may have already been recognized, I want to ask my Cabinet to stand with me for one last time...

I always say that being a good leader is not about being the best but making those around you better. AND today I thank you and your teams for proving that to be true.

Please join me in giving them another round of applause.

Putting people first is something we implemented across state government because we set the example from the Governor's Office.

From the start, we got straight to work. We completed the largest de-regulation effort in state history, eliminating nearly one out of every five state regulations.

AND during COVID-19, we waived over 600 more regulations. By working with the General Assembly, we made many of these changes permanent in statute and improved the regulatory environment in Missouri.

Because to be honest, many of these rules and laws should have never existed in the first place.

When I became Governor, we also inherited nearly 4,000 pending clemency applications. While I'm a law and order Governor, 4,000 people in limbo waiting for an answer is not how we do good business.

Whether approved or denied, we set out to provide answers. Today, I'm proud to announce that the clemency backlog we inherited has been totally cleared for the first time in decades.

BUT as a former sheriff, this reform did not mean we were letting people out of prisons or forgiving violent criminals, we pardoned people who deserved it...people who had truly turned their lives around...

People like Kenny Batson who joins us here today. In his youth, Kenny was drinking, getting into fights, and found himself on the wrong side of the law. BUT today, Kenny has turned his life completely around.

Kenny is a proud husband and father of three kids. He earned both a bachelor's and master's degree and has been a pastor for more than 20 years, including serving as a hospice chaplain.

Kenny and others like him might have made some mistakes when they were young...but he earned a second chance.

Please join me in recognizing Kenny Batson.

Another way our office has been able to capitalize on historic opportunity is appointing over 155 Missouri judges and three Supreme Court Judges... Meaning more than 40 percent of the judiciary has been appointed by our administration.

That is more appointments than any Governor in our state's history.

By focusing on core conservative values, we've truly reshaped the judiciary for generations to come. AND guaranteed a judiciary that upholds the law, NOT the politics of the moment.

Additionally, in putting the people of Missouri first, our office put politics aside and appointed five strong statewide office holders, which has never happened before in our state's history.

Lt. Governor Kehoe, Attorney General Bailey, Auditor Fitzpatrick, Treasurer Malek, and though he's not here today, Senator Schmitt...thank you for stepping up and answering the call to serve Missourians. I trust you will never quit on our people and the great State of Missouri.

Today, I want to highlight another one of our quality appointments in the City of St. Louis Circuit Attorney Gabe Gore.

We didn't pick Mr. Gore because of his politics...matter of fact we never even asked...it was because he clearly cared for the people of St. Louis. He valued strong communities, fighting crime, returning law and order...and putting people first.

The level of professionalism between the Circuit Attorney's Office, Metro police, the courts, the Attorney General's Office, and our office is greater than I have ever experienced.

Please join me in recognizing St. Louis Circuit Attorney Gabe Gore.

When the history books tell the story of Missouri's 57th Governor, I hope it's our workforce development and infrastructure accomplishments that stand out.

AND this year, as we propose our final priorities as Governor...there is NO TURNIN' BACK.

We know that guaranteeing Missouri's strong foundation starts with a quality education for our children.

This year, we will once again fully fund the K-12 Foundation Formula with an additional \$120 million dollars over last year's levels.

AND we are also fully funding school transportation across the state of Missouri.

In total, our administration has increased funding for K-12 education by \$700 million dollars since 2018. AND I'll note, that's all state funding...not the federal government.

AND at the same time, our administration and this General Assembly took the first step towards school choice for more Missouri families through our education savings account program.

Whether it be public, private, charter, or Christian... we don't care where Missourians are getting a quality education just as long as they get one.

This year, to do our part on teacher pay, we are including funding to increase teacher baseline pay to \$40,000 dollars per year. This represents a \$15,000 dollar increase for teacher pay during our administration.

We are also recommending \$6 million dollars for Career Ladder.

Together, these programs have benefited tens of thousands of teachers in every corner of our state.

We've also made historic investments in Missouri higher education.

We've increased higher education core funding by 24 percent...and invested \$1.2 billion dollars in state-of-the-art capital improvements and upgrades on our college campuses.

In this year's budget, we included another 3 percent core increase for our four-year institutions and community colleges.

AND \$54 million dollars for MoExcels workforce training programs on our college campuses.

When I graduated high school, I went straight into the workforce and joined the United States Army...and for me there was no turnin' back.

My path is similar to many Missourians, as nearly 60 percent of our workforce don't have college degrees. AND that's okay because we all know it doesn't take a college education to be successful.

Since 2018, we have helped establish, upgrade, and transform 57 career and technical education institutions across our state. More of our young people are earning a quality skill, certificate, or credential that will help secure them a good-paying job without a college degree.

We are also upskilling our current workforce and helping them secure the skills they need to succeed. Since its upgrade in 2019, Missouri One Start has helped train more than 173,000 workers.

Additionally, since its creation, our Fast Track program has benefited over 1,700 students, with more than 55 percent going into healthcare AND more than two-thirds being women.

We have also made tremendous progress by prioritizing apprenticeships in this state. AND joining us today are some of the individuals who have benefited from our historic support.

In the upper gallery, we have...

- Isaac Lough from Four Rivers Career Center...
- Kayla Putnam an apprentice and Army Reservist from Springfield,
- AND Ricky Schmoll, who is a trucking apprentice from Pleasant Hill.

I firmly believe that with hard work, determination, and a skill of some kind anyone can achieve the American Dream. AND these individuals are proving it.

Please join me in recognizing these hard-working folks and others like them across our state.

This group represents just a sample of the more than 57,000 new apprenticeship we have added since becoming Governor. Under our administration, yearly apprenticeship activity in Missouri has grown by 100 percent.

That's why this year we are including another \$3 million dollar investment to support even more youth apprenticeship opportunities. As you can see, these targeted investments truly make a difference in the lives of Missourians.

AND thanks to our past efforts, I'm proud to report that Missouri is ranked 2nd in the United States for apprenticeships. AND that's something we should all be proud of.

Like any challenge in this state, we rise to it...not hide from it. This year, we are also investing another \$10 million dollars for advanced semiconductor research, development, and skills training...as well as nearly \$7 million dollars to support critical mineral development in Missouri.

Missouri ranks 4th in the nation for new manufacturing...when it comes to semiconductors and critical minerals...we can lead...AND we will lead to ensure we never have to rely on nations like China again.

Another focus in the workforce development arena that the First Lady and I are especially proud of is JAG Missouri.

JAG includes students who may be struggling academically, who may have found themselves in some trouble, or are high-risk.

When we first began the JAG initiative back in our Lt. Governor days, JAG was supporting just six programs and serving 225 students.

Today, JAG Missouri supports 112 programs and serves more than 4,000 Missouri students with a high school graduation rate of 98 percent.

AND that's thanks in large part to the First Lady for taking this program under her wing.

In the upper gallery, we have current and former JAG students joining us today. Thanks to JAG, these students are well on their way...whether that's college, the military, or straight into the workforce.

AND with your help, we can support this life-changing program with an investment of \$3.8 million dollars.

BUT if you choose not to stand behind these students in the upper gallery and the thousands like them across the state...it won't be me you have to answer to...but the First Lady herself.

Please join me in giving the JAG students and specialists here with us today a round of applause for their exceptional work.

When it comes to preparing Missourians for the workforce, we know we are on solid ground. The biggest thing we can do is simply continue.

But today our state is in critical need of quality early learning programs.

Business leaders estimate that lack of early learning programs is costing our state over \$1 billion dollars annually. AND over 85 percent of Missourians believe early childhood learning supports a child's success, parents' success, and business success.

BUT today, we have the capacity to serve just 39 percent of Missouri children in licensed facilities. It's time for change.

This year, alongside Senator Arthur and Representative Shields, we are again proposing three new child care tax credit programs.

These programs will help improve access and affordability for families seeking child care across the state of Missouri.

Additionally, we are continuing funding for the expansion of pre-kindergarten programs.

These are commonsense measures that are good for business, great for families, and best for all Missouri children.

Joining us today is Katherine Godier and her child Theo who utilize Missouri's child care subsidy. Yet, Katherine still finds it difficult to afford quality child care.

Katherine is a full-time nursing student that uses Mineral Area College's early learning program...without help, she's not sure she could afford or find care for Theo.

Katherine only wants the best possible education for Theo. Something I think we can all agree should be the minimum for every child in Missouri.

That's why this year we are proposing a \$52 million dollar investment in Missouri's child care subsidy program to make sure infants, toddlers, and children like Theo can receive the quality care they need and deserve.

Please join me in welcoming Katherine, Theo, and Program Director Jennifer Sikes from Mineral Area College.

Another issue affecting Missouri children is the fentanyl crisis.

Drugs pouring into our country through the southern border is devastating Missouri families. Last year, dozens of Missouri children were lost due to fentanyl exposure.

This year, alongside Senator Thompson-Rehder and Representative Parker, we are proposing legislation that guarantees stricter punishments for exposing children and minors to fentanyl.

The fentanyl crisis is here and is tearing families and communities apart. Children dying from fentanyl is 100 percent preventable.

AND while President Biden and the federal government fail to do their job by securing our southern border...Missouri WILL ACT.

We are also protecting Missouri children and our most vulnerable by supporting Attorney General Andrew Bailey's plan to find, prosecute, and punish human traffickers in the State of Missouri.

Together, these initiatives are not only pro-children and pro-family BUT pro-life as well.

AND speaking of pro-life, I want to take this opportunity to highlight our historic success in Missouri's FIGHT FOR LIFE.

When I came to Jefferson City, nearly 8,000 elective abortions were performed annually in Missouri. As I stand before you today...I'm proud to report that number is ZERO.

Now, on to another priority of this administration - roads, bridges, and Missouri's infrastructure. While road and bridge repair might not be the most exciting topic...it is one that impacts all Missourians the most.

Infrastructure was one of the first major initiatives we took on.

AND five and half years ago, working with all of you, we set out to repair or replace 250 of Missouri poorest bridges.

For the first time in our state's history, we leveraged general revenue and bonding authority to fund our Focus on Bridges program.

The way in which we created this program allowed us to pull down additional funds to not only repair 250 overlooked and crumbling Missouri bridges...

BUT it freed up additional resources for major projects like the Buck O'Neil bridge, I-270 North, and the new Rocheport bridge.

Many doubted it could ever happen, but as I stand before you today, I say mission accomplished.

Focus On Bridges...COMPLETE. I-270 North...FINISHED...AND by this time next year, we fully expect Rocheport and Buck O' Neil to be completed... as... promised

We truly believe that our Focus on Bridges program will be THE model moving forward...because although focus was in the name, it doesn't mean everything else stopped.

In total, under our administration, we have repaired or replaced over 1,000 bridges across our state.

We've repaired nearly 17,000 miles of Missouri roadway in five short years. That's about 50 percent of Missouri's entire highway system that has been repaired or replaced.

AND I'll remind you, we have the 7th largest system in the nation.

As for rural Missouri, with an unprecedented funding of \$200 million dollars, nearly 2,000 miles of lettered roads have... been... completed.

When I became Governor, our Statewide Transportation Improvement Program for infrastructure projects across the entire state stood at \$2.5 billion dollars. Today, our STIP is funded at nearly \$14 billion dollars.

AND joining us today in the upper gallery are the men and women who are making it all happen.

Each of these eight men and women represent over 130 years of experience and the more than 4,600 MoDOT employees across our state.

Under our administration, we've kept this group busy. So please join me in recognizing their contributions to our state.

The expansion of I-70 has been talked about in this building for decades...decades of hot air...decades of passing the buck...under our administration, this General Assembly, and the leadership of Senator Hough...decades of inaction turned to ACTION.

This summer, construction on I-70 is set to begin in Columbia. AND from there...well let's just say there is No Turnin' Back.

BUT it's the strategic way in how we chose to fund I-70 that I bring up the project today.

With the smart use of our resources and efficient and effective work ...we are projecting an I-70 completion not only on time but with SAVINGS too.

AND two days ago, we received great news from Congressman Graves that we will be receiving over \$90 million dollars in additional funds to put towards projects on I-70.

With these additional funds and those savings, today, we are announcing our recommendation to establish the I-44 Improvement Fund.

This fund will build on the nearly \$150 million dollars already included in the current STIP.

That's right, we aren't just laying the foundation to expand and improve one interstate across our state... but TWO interstates.

Now, that all sounds good... but, I have more...

Today, we are also ranked 2nd in the United State for capital and bridge projects...9th for improving rural roads, and 11th for the cost-effectiveness and condition of our roadways.

Another important piece of infrastructure is broadband. Working with you, our administration has invested over \$400 million dollars toward broadband expansion ...making tens of thousands of homes, businesses, and farm connections across the state.

Thanks to these efforts, and now, another \$1.7 billion dollars coming to our state through federal funds that former Senator Blunt helped to secure...we believe that in the next five years, the digital divide in Missouri will be closed ONCE AND FOR ALL.

In less than six years, we've accomplished more than most Governors are able to in eight years. AND I'll remind you, we did it all while challenged with some of the most unprecedented events in our state's history.

Whether it was the duck boat crisis, floods, drought, tornadoes, civil unrest, train derailments...Or in 2020, when a global pandemic came knocking at our doors - a crisis that came with no roadmap or playbook...We never backed down or passed the buck.

Have there been critics? Sure... but critics are a dime a dozen.

AND one thing I've learned in life...you'll never be criticized by someone doing more than you...It will always be the person doing less who makes the most noise...

Through all the criticism, we never stopped working for the people of Missouri.

AND for all my like-minded colleagues who stood with me...fought alongside me...and who came here to be a good public servant and PUT PEOPLE FIRST...

I want you to listen closely to what I say next, because these are your wins too.

TOGETHER...We've reshaped our Supreme Court and judiciary as a whole.

We've protected second amendment rights, focused on law and order, and safeguarded Missouri's landmark castle doctrine.

We fought the fight for life – and reduced the number of abortions in our state from 8,000 annually to zero.

We've streamlined state agencies, supported our team members, and reduced the size of state government.

We've built over 1,000 bridges, repaired 50 percent of our entire highway system, and crafted lasting partnerships.

We've cut through nearly 20 percent of regulations on the books and made state government more efficient and effective while unleashing economic development.

We've maintained our AAA credit rating and achieved the lowest unemployment ever recorded in our state's history.

We've paid our bills and left the State of Missouri with 50 percent less debt than when we started.

We've left \$1.5 billion dollars on the bottom line.

We've created over 110,000 jobs and brought \$15 billion dollars in new business investment.

We've cut taxes three times and reduced income tax burdens by over 20 percent with the largest income tax cut in our state's history.

No one and I mean no one has gone to bat for the people of Missouri like this administration and you. AND today...WE...HAVE...WON...

As I begin to wrap up here, I want to recognize another group of special people who helped us make it all happen...

These individuals are truly the best of the best. I couldn't have asked for better people to serve with in the Office of Governor and the six million Missourians across our great state.

They're often overlooked and overworked, but their impact on this state is beyond measure. We've taken on challenges that no one could ever imagine. But they never complained, they never gave up, and, above all, they believed.

They believe in the mission, they believe in our people, and they believe in the extraordinary capabilities of Missourians to achieve an even better tomorrow.

I'm filled with pride that we have public servants of such caliber serving our great state. As the sun begins to set on my public service career, I know their talents will continue benefiting Missourians today, tomorrow, and in the years to come.

To the most loyal and hard-working people I have ever had the honor of working alongside...from the bottom of my heart and on behalf of this entire state...I say THANK YOU!

Would members of my staff, both past and present, please stand to be recognized.

As a final message to this body, I'm reminded of an old saying: "A society grows great when old men and women plant trees... the shade of which they know they will never sit in."

To summarize...it's all about putting people first.

Ladies and gentleman...that's been the focus of this administration. We've planted the seeds today for a better Missouri tomorrow. The First Lady and I may never be able to fully realize the work we've done here alongside all of you.

But that was never the purpose in the first place. The point is that all of our kids and grandkids across this state...THEY WILL.

With Faith, family, and freedom at the forefront...honoring the Constitution and leading with the ideas of the Declaration of Independence...putting people first...that's what leadership has been to us.

In Missouri, our economy is strong, our democracy is strong, our people are strong...and we can keep it that way...If we continue to PUT PEOPLE FIRST.

Missourians took a chance on me and placed their confidence in me and my team to put the people of this state first...you gave me the largest victory margin of any Republican Governor in modern history...and I will forever be grateful.

When I got the call to become Governor, my big brother told me... "LITTLE BROTHER... come back home the same way you're leaving here today...with your head held high."

Well, I'll be keeping that promise... The First Lady and I will be returning to the farm with our heads held high...

AND if we're honored enough to be considered by Missourians as a "pretty good Governor" "decent guy" or "someone who never forgot where he came from"... then it will all be worth it.

Words cannot express the sincere appreciation I have for this state and our people...

So... for one final time before this chamber today... I simply say to the more than 6 million Missourians who I have had the absolute privilege of serving...

It has truly been the honor of my life to be your 57th Governor of the great State of Missouri.

God bless you...God bless the great state of Missouri...and God bless the United States of America.

On motion of Senator O'Laughlin, the Joint Session was dissolved and the Senators returned to the chamber where they were called to order by Senator Bean.

INTRODUCTION OF GUESTS

Senator Coleman introduced to the Senate, Joe Patterson; and Gaylon Erickson.

The President introduced to the Senate, his wife, Claudia Kehoe; and Elijah Mayfield.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

TWELFTH DAY-THURSDAY, JANUARY 25, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 904-Coleman	SB 917-Hoskins
SB 905-Coleman	SB 918-Hoskins
SB 906-Coleman	SB 919-Koenig
SB 907-Carter	SB 920-Koenig
SB 908-Carter	SB 921-Koenig
SB 909-Carter	SB 922-Eigel
SB 910-Brown (26)	SB 923-Eigel
SB 911-Brown (26)	SB 924-Eigel
SB 912-Brown (26)	SB 925-Crawford and Bean
SB 913-McCreery	SB 926-Crawford
SB 914-McCreery	SB 927-Crawford
SB 915-McCreery	SB 928-Cierpiot
SB 916-Hoskins	SB 929-Cierpiot

SB 930-Cierpiot	SB 975-Fitzwater
SB 931-Arthur	SB 976-Fitzwater
SB 932-Arthur	SB 977-Trent
SB 933-Arthur	SB 978-Trent
SB 934-Bernskoetter	SB 979-Trent
SB 935-Bernskoetter	SB 980-Black
SB 936-Bernskoetter	SB 981-Black
SB 937-Brown (16)	SB 982-Black
SB 938-Brown (16)	SB 983-Schroer
SB 939-Brown (16)	SB 984-Schroer
SB 940-Luetkemeyer	SB 985-Schroer
SB 941-Luetkemeyer	SB 986-Coleman
SB 942-Luetkemeyer	SB 987-Coleman
SB 943-May	SB 988-Coleman
SB 944-May	SB 989-Carter
SB 945-May	SB 990-Carter
SB 946-Thompson Rehder	SB 991-Carter
SB 947-Thompson Rehder	SB 992-Brown (26)
SB 948-Brattin	SB 993-Brown (26)
SB 949-Brattin	SB 994-Brown (26)
SB 950-Brattin	SB 995-McCreery
SB 951-Moon	SB 996-McCreery
SB 952-Moon	SB 997-McCreery
SB 953-Moon	SB 998-Hoskins
SB 954-Eslinger	SB 999-Hoskins
SB 955-Eslinger	SB 1000-Hoskins
SB 956-Eslinger	SB 1001-Koenig
SB 957-Bean	SB 1002-Koenig
SB 958-Bean	SB 1003-Koenig
SB 959-Beck	SB 1004-Eigel
SB 960-Beck	SB 1005-Eigel
SB 962-Razer	SB 1006-Eigel
SB 963-Razer	SB 1007-Crawford
SB 964-Razer	SB 1008-Crawford
SB 965-Roberts	SB 1009-Cierpiot
SB 966-Roberts	SB 1010-Cierpiot
SB 967-Roberts	SB 1011-Cierpiot
SB 968-Washington	SB 1012-Arthur
SB 969-Washington	SB 1013-Arthur
SB 970-Washington	SB 1014-Arthur
SB 971-Mosley	SB 1015-Bernskoetter
SB 972-Mosley	SB 1016-Bernskoetter
SB 973-Mosley	SB 1017-Bernskoetter
SB 974-Fitzwater	SB 1018-Brown (16)

SB 1019-Brown (16)	SB 1063-Carter
SB 1020-Luetkemeyer	SB 1064-Carter
SB 1021-May	SB 1065-Carter
SB 1022-May	SB 1066-Brown (26)
SB 1023-May	SB 1067-Brown (26)
SB 1024-Brattin	SB 1068-Brown (26)
SB 1025-Brattin	SB 1069-McCreery
SB 1026-Brattin	SB 1070-McCreery
SB 1027-Moon	SB 1071-McCreery
SB 1028-Moon	SB 1072-Hoskins
SB 1029-Moon	SB 1073-Hoskins
SB 1030-Eslinger	SB 1074-Hoskins
SB 1031-Eslinger	SB 1075-Koenig
SB 1032-Eslinger	SB 1076-Koenig
SB 1033-Beck	SB 1077-Koenig
SB 1034-Beck	SB 1078-Cierpiot
SB 1035-Beck	SB 1079-Cierpiot
SB 1036-Razer	SB 1080-Arthur
SB 1037-Razer	SB 1081-Arthur
SB 1038-Razer	SB 1082-Arthur
SB 1039-Roberts	SB 1083-May
SB 1040-Roberts	SB 1084-Brattin
SB 1041-Roberts	SB 1085-Brattin
SB 1042-Washington	SB 1086-Brattin
SB 1043-Washington	SB 1087-Moon
SB 1044-Washington	SB 1088-Moon
SB 1045-Mosley	SB 1089-Moon
SB 1046-Mosley	SB 1090-Eslinger
SB 1047-Mosley	SB 1091-Eslinger
SB 1048-Fitzwater	SB 1092-Eslinger
SB 1049-Fitzwater	SB 1093-Beck
SB 1050-Fitzwater	SB 1094-Beck
SB 1051-Trent	SB 1095-Razer
SB 1052-Trent	SB 1096-Roberts
SB 1053-Trent	SB 1097-Roberts
SB 1054-Black	SB 1098-Roberts
SB 1055-Black	SB 1099-Washington
SB 1056-Black	SB 1100-Washington
SB 1057-Schroer	SB 1101-Washington
SB 1058-Schroer	SB 1102-Mosley
SB 1059-Schroer	SB 1103-Mosley
SB 1060-Coleman	SB 1104-Mosley
SB 1061-Coleman	SB 1105-Fitzwater
SB 1062-Coleman	SB 1106-Fitzwater

SB 1107-Fitzwater	SB 1153-Mosley
SB 1108-Trent	SB 1154-Mosley
SB 1109-Trent	SB 1155-Mosley
SB 1110-Trent	SB 1156-Fitzwater
SB 1111-Black	SB 1157-Fitzwater
SB 1112-Black	SB 1158-Fitzwater
SB 1113-Black	SB 1159-Trent
SB 1114-Schroer	SB 1160-Trent
SB 1115-Schroer	SB 1161-Trent
SB 1116-Schroer	SB 1162-Black
SB 1117-Coleman	SB 1163-Black
SB 1118-Coleman	SB 1164-Black
SB 1119-Coleman	SB 1165-Schroer
SB 1120-Carter	SB 1166-Schroer
SB 1123-Brown (26)	SB 1167-Coleman
SB 1124-Brown (26)	SB 1168-Coleman
SB 1125-Brown (26)	SB 1169-Coleman
SB 1126-McCreery	SB 1170-Carter
SB 1127-McCreery	SB 1172-Brown (26)
SB 1128-McCreery	SB 1173-McCreery
SB 1129-Hoskins	SB 1174-McCreery
SB 1130-Hoskins	SB 1175-McCreery
SB 1131-Hoskins	SB 1176-Hoskins
SB 1132-Koenig	SB 1177-Hoskins
SB 1133-Koenig	SB 1178-Hoskins
SB 1134-Koenig	SB 1179-Koenig
SB 1135-Arthur	SB 1180-Koenig
SB 1136-Arthur	SB 1181-Koenig
SB 1137-Arthur	SB 1182-Arthur
SB 1138-Brattin	SB 1183-Arthur
SB 1139-Brattin	SB 1184-Arthur
SB 1140-Brattin	SB 1185-Brattin
SB 1141-Moon	SB 1186-Moon
SB 1142-Moon	SB 1187-Moon
SB 1143-Moon	SB 1188-Moon
SB 1144-Eslinger	SB 1189-Eslinger
SB 1145-Eslinger	SB 1190-Eslinger
SB 1146-Eslinger	SB 1191-Roberts
SB 1147-Roberts	SB 1192-Roberts
SB 1148-Roberts	SB 1193-Roberts
SB 1149-Roberts	SB 1194-Washington
SB 1150-Washington	SB 1195-Washington
SB 1151-Washington	SB 1196-Washington
SB 1152-Washington	SB 1197-Mosley

SB 1198-Mosley	SB 1242-Washington
SB 1199-Trent	SB 1243-Washington
SB 1200-Trent	SB 1244-Hoskins
SB 1201-Trent	SB 1245-Thompson Rehder
SB 1202-Black	SB 1246-Thompson Rehder
SB 1203-Coleman	SB 1247-Black
SB 1204-McCreery	SB 1248-Brown (16)
SB 1205-McCreery	SB 1249-Black
SB 1206-McCreery	SB 1250-Koenig
SB 1207-Hoskins	SB 1251-Crawford
SB 1208-Koenig	SB 1252-Thompson Rehder
SB 1209-Arthur	SB 1253-Thompson Rehder
SB 1210-Arthur	SB 1254-Razer
SB 1211-Arthur	SB 1255-Razer
SB 1212-Moon	SB 1256-Carter
SB 1213-Moon	SB 1257-Fitzwater
SB 1214-Moon	SB 1258-Fitzwater
SB 1215-Roberts	SB 1259-Fitzwater
SB 1216-Washington	SB 1260-Gannon
SB 1217-Washington	SB 1261-Carter
SB 1218-Washington	SB 1262-Bean
SB 1219-Trent	SB 1263-Roberts
SB 1220-Trent	SB 1264-Fitzwater
SB 1221-Trent	SB 1265-Crawford
SB 1222-Arthur	SB 1266-Luetkemeyer
SB 1223-Arthur	SB 1267-Schroer
SB 1224-Moon	SB 1268-Schroer
SB 1225-Moon	SB 1269-Schroer
SB 1226-Moon	SB 1270-Schroer
SB 1227-Washington	SB 1271-Schroer
SB 1228-Washington	SB 1272-Schroer
SB 1229-Washington	SB 1273-Schroer
SB 1230-Trent	SB 1274-Schroer
SB 1231-Trent	SB 1275-Black
SB 1232-Trent	SB 1276-Hough
SB 1233-Moon	SB 1277-Black
SB 1234-Moon	SB 1278-May
SB 1235-Washington	SB 1279-May
SB 1236-Washington	SB 1280-Cierpiot
SB 1237-Washington	SB 1281-Bernskoetter
SB 1238-Washington	SB 1282-Bernskoetter
SB 1239-Washington	SB 1283-Bernskoetter
SB 1240-Washington	SB 1284-Trent
SB 1241-Washington	SB 1285-Schroer

SB 1286-Bernskoetter	SB 1330-Schroer
SB 1287-Crawford	SB 1331-Koenig
SB 1288-Brattin	SB 1332-Roberts
SB 1289-Carter	SB 1333-Roberts
SB 1290-Carter	SB 1334-Eigel
SB 1291-Carter	SB 1335-McCreery
SB 1292-Crawford	SB 1336-Thompson Rehder
SB 1293-Gannon	SB 1337-Coleman
SB 1294-Williams	SB 1338-Fitzwater
SB 1295-Razer	SB 1340-Bernskoetter
SB 1296-O'Laughlin	SB 1341-Schroer
SB 1297-Bean	SB 1342-Arthur
SB 1298-Bean	SB 1343-Arthur
SB 1299-Bean	SB 1344-Mosley
SB 1300-Bean	SB 1345-Mosley
SB 1301-Bean	SB 1346-Trent
SB 1302-Koenig	SB 1347-Trent
SB 1303-Schroer	SB 1348-Crawford
SB 1304-Schroer	SB 1349-Crawford
SB 1305-Beck	SB 1350-Luetkemeyer
SB 1306-Bean	SB 1351-Luetkemeyer
SB 1307-Eigel	SB 1352-Luetkemeyer
SB 1308-Brown (26)	SB 1353-Brown (16)
SB 1309-Trent	SB 1354-Cierpiot
SB 1310-Trent	SB 1355-Williams
SB 1311-Trent	SB 1356-Williams
SB 1312-Rowden	SB 1357-Thompson Rehder
SB 1313-Luetkemeyer	SB 1358-Thompson Rehder
SB 1314-Fitzwater	SB 1359-Trent
SB 1315-Fitzwater	SB 1360-Brown (16)
SB 1316-Cierpiot	SB 1361-Brown (16)
SB 1317-Gannon	SJR 48-Hoskins
SB 1318-Moon	SJR 49-Koenig
SB 1319-Moon	SJR 50-Koenig
SB 1320-Moon	SJR 51-Eigel
SB 1321-McCreery	SJR 52-Eigel
SB 1322-Crawford	SJR 53-Eigel
SB 1323-Mosley	SJR 54-Cierpiot
SB 1324-McCreery	SJR 55-Cierpiot
SB 1325-McCreery	SJR 56-Cierpiot
SB 1326-McCreery	SJR 57-Arthur
SB 1327-McCreery	SJR 58-Luetkemeyer
SB 1328-McCreery	SJR 59-Brattin
SB 1329-Schroer	SJR 60-Brattin

SJR 61-Moon
SJR 62-Moon
SJR 63-Moon
SJR 64-Eslinger
SJR 65-Washington
SJR 66-Washington
SJR 67-Mosley
SJR 68-Mosley
SJR 69-Mosley
SJR 70-Fitzwater
SJR 71-Black
SJR 72-Schroer

SJR 73-Schroer
SJR 74-Coleman
SJR 75-Carter
SJR 76-Carter
SJR 77-Carter
SJR 78-Brown (26)
SJR 79-Brown (26)
SJR 80-Moon
SJR 81-Carter
SJR 82-Brattin
SJR 83-Eigel

SENATE BILLS FOR PERFECTION

SB 748-Hough

SB 727-Koenig, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 627-Beck
HCR 37-Patterson (O'Laughlin)

To be Referred

SCR 24-Coleman
SCR 25-Eigel

SCR 26-McCreery
SCR 27-Arthur

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Journal of the Senate

SECOND REGULAR SESSION

TWELFTH DAY - THURSDAY, JANUARY 25, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"So do not fear, for I am with you; do not be dismayed, for I am your God. I will strengthen you and help you; I will uphold you with my righteous right hand." (Isaiah 41:10 NIV)

Almighty God, as we finish this week's work and prepare to go home for the weekend, we ask that you would help us and give us strength. Protect us as we travel and help us to be a blessing to our families and communities this weekend. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from The Edina Sentinel, The Gasconade County Republican, KOMU 8, KRCG-TV, and St. Louis Public Radio were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

Senator Hough assumed the Chair.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 630, regarding Master Sergeant Jeffrey Lynn McCullough, Bufordville, which was adopted.

Senator May offered the following resolution:

SENATE RESOLUTION NO. 631

NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 4th District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred and Second General Assembly, Second Regular Session, that Senate Rules 29 and 44 be amended to read as follows:

"Rule 29. 1. Senate offices and seats in the senate chamber shall be assigned [by the committee on administration to the majority and minority caucuses. Each caucus shall make office and senate seat assignments] on the basis of seniority as defined in this rule, [unless otherwise determined within a caucus,] except that Rooms 326 and 327 shall be known as the president pro tem's office and shall be occupied by the senate's president pro tem. Upon retirement from service as pro tem, that senator shall vacate the pro tem's office and shall have first choice of available vacant offices [of his caucus,] regardless of his seniority status. Except for the outgoing president pro tem, who is required to vacate the designated pro tem's office, no senator shall be required to relinquish any office or seat once assigned to him.

2. Seniority shall be determined [by each caucus] on the basis of length of service. Length of service means:

- (a) Continuous senate service;
- (b) In the case of equal continuous senate service, prior non-continuous senate service;
- (c) In the case of equal continuous and prior non-continuous senate service, prior house service.

3. When two or more members [of the same party] have the same length of service, their respective seniority shall be determined by [their party caucus] the committee on administration.

Rule 44. Beginning on July first of each year, members and members-elect may deposit bills and joint resolutions for the next regular session with the secretary of the senate at any time. The secretary shall hold the bills and joint resolutions so deposited in the order filed. After the close of business on December first, the secretary shall assign numbers to bills and joint resolutions deposited in that office by seniority of the member first signing the measure, with a limit of three bills or joint resolutions per rotation of the seniority list from the total number of measures deposited. All measures deposited through December first shall stand as pre-filed without further action by the member or member-elect. At the close of business on each day thereafter until the opening day of the session, bills and joint resolutions received during the day shall be assigned numbers in the order in which the bill or joint resolution is filed with the secretary.

Once filed, bills and joint resolutions shall not be changed except to correct patent typographical, clerical or drafting errors that do not involve changes of substance, nor shall substitutions be made therefor. Any bill may be withdrawn but the number shall not be reassigned once a number has been given.

Seniority for the purposes of this rule shall be determined as follows:

- (1) Continuous senate service;
- (2) [In the case of equal continuous senate service, majority party members shall have seniority over minority party members;
- (3) In the case of equal continuous senate service by members of the same party,] Prior non-continuous senate service;
- (4) In the case of equal continuous and prior non-continuous senate service by [members of the same party,] prior house service;
- (5) In the case of equal continuous and equal prior non-continuous senate service and equal prior house service [by members of the same party,] seniority shall be determined by the [caucus of that party] the committee on administration."

Senator Roberts and Senator Mosely offered Senate Resolution No. 632, regarding the death of Erick Luvell Jones, St. Louis, which was adopted.

CONCURRENT RESOLUTIONS

Senator Coleman offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 28

Whereas, security and law enforcement agencies have repeatedly identified the entire border between the United States and Mexico as a major national security concern; and

Whereas, the unauthorized immigration through the border of the United States and Mexico has reached a record high with approximately 2.4 million illegal border crossing apprehensions in the 2023 fiscal year; and

Whereas, other states, including Arkansas, Tennessee, Iowa, and South Dakota, have sent National Guard members to protect the borders of the United States, prevent illegal entry, and deter illicit activity or other threats; and

Whereas, resources of the state of Missouri, including the Missouri National Guard, are or may be needed to help secure the border of the United States in the state of Texas; and

Whereas, the Missouri National Guard members can provide operational, surveillance, engineering, administrative, and mechanical support to border national and state security and law enforcement agencies; and

Whereas, the State of Missouri should assist in the efforts to secure the borders of the United States in the state of Texas:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the Governor of the state of Missouri to order the Adjutant General of the State of Missouri, or his designee, to call upon and order into active service such portions of the organized militia, including the Missouri National Guard, to aid the officials of Texas in the protection of the borders of the United States and to take such action and employ such equipment as may be necessary in support of security and law enforcement authorities in the defense of the border of United States; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor of the state of Missouri.

Senator Carter offered the following concurrent resolution, which was read:

SENATE CONCURRENT RESOLUTION NO. 29

Whereas, the Governor of the state of Texas, Greg Abbott, has expressed deep concern regarding the federal government's failure to enforce immigration laws and protect the states, leading to record levels of illegal immigration; and

Whereas, the President of the United States, Joe Biden, has been accused of violating his constitutional duty to enforce federal laws protecting states, particularly immigration laws, as outlined in the letters delivered to the Governor of the state of Texas, Greg Abbott; and

Whereas, the actions of the President of the United States, Joe Biden, include instructing agencies to ignore federal statutes, suing the state of Texas for securing the border, and wasting taxpayer dollars to open the state of Texas's border security infrastructure, contributing to the influx of illegal immigrants; and

Whereas, the lawless border policies under the administration of the President of the United States, Joe Biden, have resulted in over six million illegal immigrants crossing the southern border in just three years, causing unprecedented harm to the people across the United States; and

Whereas, the Governor of the state of Texas, Greg Abbott, has invoked Article I, Section 10, Clause 3 of the Constitution of the United States declaring an invasion and utilizing the state of Texas's constitutional authority to defend and protect itself:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the Governor of the state of Missouri to order the Adjutant General of the State of Missouri, or his designee, to call upon and order into active service such portions of the organized militia, including the Missouri National Guard, to aid the officials of the state of Texas in the protection of the borders of the United States and to take such action and employ such equipment as may be necessary in support of security and law enforcement authorities in the defense of the border of United States; and

Be It Further Resolved that the Missouri General Assembly supports the concerns raised by the Governor of the state of Texas, Greg Abbott, regarding the federal government's failure to enforce immigration laws and protect the states; and

Be It Further Resolved that the Missouri General Assembly condemns the President of the United States, Joe Biden, alleged violations of his constitutional duty to faithfully execute immigration laws enacted by the United States Congress; and

Be It Further Resolved that the Missouri General Assembly recognizes the constitutional authority of the states, including the state of Texas, to defend and protect themselves in the face of a failure by the federal government to fulfill its duties under Article IV, Section 4 of the Constitution of the United States; and

Be It Further Resolved that the Missouri General Assembly expresses solidarity with the state of Texas in utilizing its constitutional authority to secure the Texas border, including the deployment of the Texas National Guard, the Texas Department of Public Safety, and other Texas personnel; and

Be It Further Resolved that the Missouri General Assembly calls upon the federal government to fulfill its duty under Article IV, Section 4 of the Constitution of the United States to protect each state against invasion, including taking necessary actions to address the challenges posed by illegal immigration; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor of the state of Missouri, the Governor of the state of Texas, Greg Abbott, and to the President of the United States, Joe Biden.

Senator Fitzwater offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 30

Whereas, a century ago, in October 1924, Ireland formally opened diplomatic relations with the United States of America when Timothy Smiddy presented his credentials to President Calvin Coolidge. Following the Irish people's long and painful struggle for independence, the U.S. was one of the first nations to recognize the fledgling Irish state earlier that year, and when Smiddy emerged from the White House, he had become Ireland's first Ambassador to any country in the world. It was very appropriate that Ireland's first representative overseas should be dispatched to Washington, D.C. for, while 1924 marked the beginning of formal diplomatic relations, the deep Irish-American connection dated back centuries; and

Whereas, today, nearly one-tenth of Americans identify as being of Irish ancestry. Irish immigrants helped build the America we know today, not only the physical infrastructure from the skyscrapers of Manhattan to the transcontinental railroad, but also the political construct that is America; and

Whereas, Irish people have made an enormous contribution to public debate and politics in America, from their local communities right up to the White House. More than twenty American Presidents claimed some Irish ancestry. But the influence of Irish America extends well beyond the Oval Office and the Capitol building, to every state within the Union, most evident in the significant number of state legislators within the American Irish State Legislators Caucus; and

Whereas, since Timothy Smiddy's momentous audience in the Oval Office 100 years ago, a further eighteen Irish Ambassadors have presented credentials to U.S. Presidents. Over this time, Ireland's relations with the United States have evolved significantly. From an impoverished and internationally isolated state, scarred by years of conflict, Ireland has transformed over the past century. Ireland today is at peace, economically prosperous, and culturally vibrant; and

Whereas, this transformation is due to the support of friends in the United States, from the crucial role America played in brokering peace in Northern Ireland, culminating with the 1998 Good Friday Agreement, to the huge American economic investment in Ireland. There are almost one thousand U.S. companies in Ireland, employing over two hundred thousand people directly. Our economic relationship is truly two-way; some one hundred thousand people are employed in the U.S. by over 650 Irish-owned companies, across all fifty states. Indeed, Ireland is now the ninth largest source of foreign direct investment in the U.S.; and

Whereas, the U.S.-Irish relationship is a shining example of how ancestral ties, historical connections, cultural affinities, and shared values can create a foundation for enduring partnership and mutual prosperity. Irish American state legislators across the United States are playing a vitally important role in fostering this partnership and ensuring that it continues and flourishes for another century to come:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby recognize and celebrate the special relationship between the United States and Ireland; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the American Irish State Legislators Caucus.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1362—By Crawford.

An Act to repeal sections 50.800 and 50.810, RSMo, and section 50.815 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.815 as enacted by house bill

no. 669, seventy-seventh general assembly, first regular session, section 50.820 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.820 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 105.145 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 105.145 as enacted by senate bill no. 112, ninety-ninth general assembly, first regular session, and to enact in lieu thereof three new sections relating to financial statements of certain local governments, with penalty provisions.

SB 1363—By Crawford.

An Act to repeal section 50.327 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.327 as enacted by house bill no. 271 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 55.160 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 55.160 as enacted by house bill no. 58 merged with senate bill no. 210 merged with senate bill no. 507, ninety-third general assembly, first regular session, section 57.317 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 57.317 as enacted by senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 58.095 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.095 as enacted by house bill no. 2046, one hundredth general assembly, second regular session, section 58.200 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.200 as codified as section 13145 in the 1939 revised statutes of Missouri, section 140.170 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.170 as enacted by house bill no. 613, ninety-eighth general assembly, first regular session, section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, section 473.742 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 473.742 as enacted by senate bill no. 808, ninety-fifth general assembly, second regular session, and to enact in lieu thereof eight new sections relating to county officials.

SB 1364—By Gannon.

An Act to repeal sections 452.335 and 452.370, RSMo, and to enact in lieu thereof two new sections relating to domestic relations.

SB 1365—By Fitzwater.

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to an income tax deduction for certain research expenses.

SB 1366—By Trent.

An Act to repeal sections 160.522 and 161.855, RSMo, and to enact in lieu thereof two new sections relating to accountability measures for elementary and secondary schools.

RE-REFERRALS

President Pro Tem Rowden re-referred **SB 812** to the Select Committee on Empowering Missouri Parents and Children.

REFERRALS

President Pro Tem Rowden referred **SCR 24**, **SCR 25**, **SCR 26**, and **SR 627** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

Senator Thompson Rehder assumed the Chair.

SECOND READING OF SENATE BILLS

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

SB 904—Insurance and Banking.

SB 905—Health and Welfare.

SB 906—Health and Welfare.

SB 907—Select Committee on Empowering Missouri Parents and Children.

SB 908—Agriculture, Food Production and Outdoor Resources.

SB 909—Emerging Issues.

SB 910—Governmental Accountability.

SB 911—Emerging Issues.

SB 912—Veterans, Military Affairs and Pensions.

SB 913—Transportation, Infrastructure and Public Safety.

SB 914—Judiciary and Civil and Criminal Jurisprudence.

SB 915—General Laws.

SB 916—Health and Welfare.

SB 917—Local Government and Elections.

SB 918—Select Committee on Empowering Missouri Parents and Children.

SB 919—Local Government and Elections.

SB 920—Select Committee on Empowering Missouri Parents and Children.

SB 921—Select Committee on Empowering Missouri Parents and Children.

SB 922—Local Government and Elections.

SB 923—General Laws.

SB 924—Agriculture, Food Production and Outdoor Resources.

SB 925—Insurance and Banking.

SB 926—Local Government and Elections.

SB 927—Insurance and Banking.

SB 928—Commerce, Consumer Protection, Energy and the Environment.

SB 929—Local Government and Elections.

SB 930—Economic Development and Tax Policy.

SB 931—Health and Welfare.

SB 932—Local Government and Elections.

SB 933—Judiciary and Civil and Criminal Jurisprudence.

SB 934—Commerce, Consumer Protection, Energy and the Environment.

SB 935—General Laws.

SB 936—Commerce, Consumer Protection, Energy and the Environment.

SB 937—Emerging Issues.

SB 938—Emerging Issues.

SB 939—Transportation, Infrastructure and Public Safety.

SB 940—Transportation, Infrastructure and Public Safety.

SB 941—Transportation, Infrastructure and Public Safety.

SB 942—Transportation, Infrastructure and Public Safety.

SB 943—Health and Welfare.

SB 944—Judiciary and Civil and Criminal Jurisprudence.

SB 945—General Laws.

SB 946—Fiscal Oversight.

SB 947—Commerce, Consumer Protection, Energy and the Environment.

SB 948—Transportation, Infrastructure and Public Safety.

SB 949—Emerging Issues.

SB 950—Select Committee on Empowering Missouri Parents and Children.

SB 951—Judiciary and Civil and Criminal Jurisprudence.

SB 952—Emerging Issues.

SB 953—Transportation, Infrastructure and Public Safety.

SB 954—General Laws.

SB 955—Select Committee on Empowering Missouri Parents and Children.

- SB 956**—Governmental Accountability.
- SB 957**—Select Committee on Empowering Missouri Parents and Children.
- SB 958**—Agriculture, Food Production and Outdoor Resources.
- SB 959**—Select Committee on Empowering Missouri Parents and Children.
- SB 960**—General Laws.
- SB 962**—Fiscal Oversight.
- SB 963**—General Laws.
- SB 964**—Progress and Development.
- SB 965**—Select Committee on Empowering Missouri Parents and Children.
- SB 966**—Select Committee on Empowering Missouri Parents and Children.
- SB 967**—Select Committee on Empowering Missouri Parents and Children.
- SB 968**—Health and Welfare.
- SB 969**—Progress and Development.
- SB 970**—Economic Development and Tax Policy.
- SB 971**—Transportation, Infrastructure and Public Safety.
- SB 972**—Judiciary and Civil and Criminal Jurisprudence.
- SB 973**—Progress and Development.
- SB 974**—Emerging Issues.
- SB 975**—Fiscal Oversight.
- SB 976**—Select Committee on Empowering Missouri Parents and Children.
- SB 977**—Insurance and Banking.
- SB 978**—Insurance and Banking.
- SB 979**—Local Government and Elections.
- SB 980**—Governmental Accountability.
- SB 981**—Agriculture, Food Production and Outdoor Resources.
- SB 982**—Emerging Issues.
- SB 983**—Governmental Accountability.
- SB 984**—Judiciary and Civil and Criminal Jurisprudence.
- SB 985**—Local Government and Elections.

- SB 986**—Insurance and Banking.
- SB 987**—Judiciary and Civil and Criminal Jurisprudence.
- SB 988**—Judiciary and Civil and Criminal Jurisprudence.
- SB 989**—Transportation, Infrastructure and Public Safety.
- SB 990**—Transportation, Infrastructure and Public Safety.
- SB 991**—Health and Welfare.
- SB 992**—Emerging Issues.
- SB 993**—Fiscal Oversight.
- SB 994**—Local Government and Elections.
- SB 995**—Health and Welfare.
- SB 996**—Transportation, Infrastructure and Public Safety.
- SB 997**—Health and Welfare.
- SB 998**—General Laws.
- SB 999**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1000**—Economic Development and Tax Policy.
- SB 1001**—Economic Development and Tax Policy.
- SB 1002**—Select Committee on Empowering Missouri Parents and Children.
- SB 1003**—Local Government and Elections.
- SB 1004**—General Laws.
- SB 1005**—Select Committee on Empowering Missouri Parents and Children.
- SB 1006**—Select Committee on Empowering Missouri Parents and Children.
- SB 1007**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1008**—Transportation, Infrastructure and Public Safety.
- SB 1009**—Economic Development and Tax Policy.
- SB 1010**—Economic Development and Tax Policy.
- SB 1011**—Local Government and Elections.
- SB 1012**—Health and Welfare.
- SB 1013**—Select Committee on Empowering Missouri Parents and Children.
- SB 1014**—Select Committee on Empowering Missouri Parents and Children.

- SB 1015**—Transportation, Infrastructure and Public Safety.
- SB 1016**—Transportation, Infrastructure and Public Safety.
- SB 1017**—General Laws.
- SB 1018**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1019**—Agriculture, Food Production and Outdoor Resources.
- SB 1020**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1021**—Appropriations.
- SB 1022**—Select Committee on Empowering Missouri Parents and Children.
- SB 1023**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1024**—Select Committee on Empowering Missouri Parents and Children.
- SB 1025**—Local Government and Elections.
- SB 1026**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1027**—Transportation, Infrastructure and Public Safety.
- SB 1028**—Insurance and Banking.
- SB 1029**—Economic Development and Tax Policy.
- SB 1030**—Governmental Accountability.
- SB 1031**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1032**—Select Committee on Empowering Missouri Parents and Children.
- SB 1033**—General Laws.
- SB 1034**—Transportation, Infrastructure and Public Safety.
- SB 1035**—Insurance and Banking.
- SB 1036**—Economic Development and Tax Policy.
- SB 1037**—Local Government and Elections.
- SB 1038**—Transportation, Infrastructure and Public Safety.
- SB 1039**—Governmental Accountability.
- SB 1040**—Health and Welfare.
- SB 1041**—Progress and Development.
- SB 1042**—Governmental Accountability.
- SB 1043**—Judiciary and Civil and Criminal Jurisprudence.

- SB 1044**—Transportation, Infrastructure and Public Safety.
- SB 1045**—Local Government and Elections.
- SB 1046**—Insurance and Banking.
- SB 1047**—Insurance and Banking.
- SB 1048**—Governmental Accountability.
- SB 1049**—Select Committee on Empowering Missouri Parents and Children.
- SB 1050**—Insurance and Banking.
- SB 1051**—Select Committee on Empowering Missouri Parents and Children.
- SB 1052**—Governmental Accountability.
- SB 1053**—Governmental Accountability.
- SB 1054**—Agriculture, Food Production and Outdoor Resources.
- SB 1055**—Health and Welfare.
- SB 1056**—Select Committee on Empowering Missouri Parents and Children.
- SB 1057**—Select Committee on Empowering Missouri Parents and Children.
- SB 1058**—Progress and Development.
- SB 1059**—Select Committee on Empowering Missouri Parents and Children.
- SB 1060**—Economic Development and Tax Policy.
- SB 1061**—Governmental Accountability.
- SB 1062**—Economic Development and Tax Policy.
- SB 1063**—Health and Welfare.
- SB 1064**—Agriculture, Food Production and Outdoor Resources.
- SB 1065**—Select Committee on Empowering Missouri Parents and Children.
- SB 1066**—Local Government and Elections.
- SB 1067**—Transportation, Infrastructure and Public Safety.
- SB 1068**—Select Committee on Empowering Missouri Parents and Children.
- SB 1069**—General Laws.
- SB 1070**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1071**—Insurance and Banking.
- SB 1072**—General Laws.

- SB 1073**—Economic Development and Tax Policy.
- SB 1074**—Economic Development and Tax Policy.
- SB 1075**—Select Committee on Empowering Missouri Parents and Children.
- SB 1076**—Local Government and Elections.
- SB 1077**—Health and Welfare.
- SB 1078**—Local Government and Elections.
- SB 1079**—Select Committee on Empowering Missouri Parents and Children.
- SB 1080**—Select Committee on Empowering Missouri Parents and Children.
- SB 1081**—Select Committee on Empowering Missouri Parents and Children.
- SB 1082**—Select Committee on Empowering Missouri Parents and Children.
- SB 1083**—Appropriations.
- SB 1084**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1085**—Emerging Issues.
- SB 1086**—Economic Development and Tax Policy.
- SB 1087**—Health and Welfare.
- SB 1088**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1089**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1090**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1091**—Local Government and Elections.
- SB 1092**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1093**—Transportation, Infrastructure and Public Safety.
- SB 1094**—Transportation, Infrastructure and Public Safety.
- SB 1095**—Health and Welfare.
- SB 1096**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1097**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1098**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1099**—Progress and Development.
- SB 1100**—Transportation, Infrastructure and Public Safety.
- SB 1101**—Transportation, Infrastructure and Public Safety.

- SB 1102**—Insurance and Banking.
- SB 1103**—Select Committee on Empowering Missouri Parents and Children.
- SB 1104**—Select Committee on Empowering Missouri Parents and Children.
- SB 1105**—Insurance and Banking.
- SB 1106**—Insurance and Banking.
- SB 1107**—Emerging Issues.
- SB 1108**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1109**—Transportation, Infrastructure and Public Safety.
- SB 1110**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1111**—Health and Welfare.
- SB 1112**—Transportation, Infrastructure and Public Safety.
- SB 1113**—Veterans, Military Affairs and Pensions.
- SB 1114**—Transportation, Infrastructure and Public Safety.
- SB 1115**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1116**—General Laws.
- SB 1117**—Transportation, Infrastructure and Public Safety.
- SB 1118**—Select Committee on Empowering Missouri Parents and Children.
- SB 1119**—Economic Development and Tax Policy.
- SB 1120**—Local Government and Elections.
- SB 1123**—Select Committee on Empowering Missouri Parents and Children.
- SB 1124**—Local Government and Elections.
- SB 1125**—Select Committee on Empowering Missouri Parents and Children.
- SB 1126**—General Laws.
- SB 1127**—Economic Development and Tax Policy.
- SB 1128**—Governmental Accountability.
- SB 1129**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1130**—Economic Development and Tax Policy.
- SB 1131**—Economic Development and Tax Policy.
- SB 1132**—Fiscal Oversight.

- SB 1133**—Health and Welfare.
- SB 1134**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1135**—Health and Welfare.
- SB 1136**—Local Government and Elections.
- SB 1137**—Health and Welfare.
- SB 1138**—General Laws.
- SB 1139**—Local Government and Elections.
- SB 1140**—Local Government and Elections.
- SB 1141**—Governmental Accountability.
- SB 1142**—Governmental Accountability.
- SB 1143**—General Laws.
- SB 1144**—Progress and Development.
- SB 1145**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1146**—Transportation, Infrastructure and Public Safety.
- SB 1147**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1148**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1149**—Progress and Development.
- SB 1150**—Transportation, Infrastructure and Public Safety.
- SB 1151**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1152**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1153**—Select Committee on Empowering Missouri Parents and Children.
- SB 1154**—Select Committee on Empowering Missouri Parents and Children.
- SB 1155**—Transportation, Infrastructure and Public Safety.
- SB 1156**—Transportation, Infrastructure and Public Safety.
- SB 1157**—Veterans, Military Affairs and Pensions.
- SB 1158**—Transportation, Infrastructure and Public Safety.
- SB 1159**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1160**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1161**—Judiciary and Civil and Criminal Jurisprudence.

- SB 1162**—Transportation, Infrastructure and Public Safety.
- SB 1163**—Select Committee on Empowering Missouri Parents and Children.
- SB 1164**—Select Committee on Empowering Missouri Parents and Children.
- SB 1165**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1166**—Transportation, Infrastructure and Public Safety.
- SB 1167**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1168**—Health and Welfare.
- SB 1169**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1170**—Select Committee on Empowering Missouri Parents and Children.
- SB 1172**—Economic Development and Tax Policy.
- SB 1173**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1174**—Economic Development and Tax Policy.
- SB 1175**—Economic Development and Tax Policy.
- SB 1176**—Emerging Issues.
- SB 1177**—Emerging Issues.
- SB 1178**—Economic Development and Tax Policy.
- SB 1179**—Economic Development and Tax Policy.
- SB 1180**—Economic Development and Tax Policy.
- SB 1181**—Select Committee on Empowering Missouri Parents and Children.
- SB 1182**—Insurance and Banking.
- SB 1183**—Transportation, Infrastructure and Public Safety.
- SB 1184**—Health and Welfare.
- SB 1185**—Emerging Issues.
- SB 1186**—Agriculture, Food Production and Outdoor Resources.
- SB 1187**—Emerging Issues.
- SB 1188**—Insurance and Banking.
- SB 1189**—Veterans, Military Affairs and Pensions.
- SB 1190**—Insurance and Banking.
- SB 1191**—Transportation, Infrastructure and Public Safety.

- SB 1192**—Transportation, Infrastructure and Public Safety.
- SB 1193**—Economic Development and Tax Policy.
- SB 1194**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1195**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1196**—Governmental Accountability.
- SB 1197**—Veterans, Military Affairs and Pensions.
- SB 1198**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1199**—Local Government and Elections.
- SB 1200**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1201**—Insurance and Banking.
- SB 1202**—Economic Development and Tax Policy.
- SB 1203**—Select Committee on Empowering Missouri Parents and Children.
- SB 1204**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1205**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1206**—Economic Development and Tax Policy.
- SB 1207**—Economic Development and Tax Policy.
- SB 1208**—Select Committee on Empowering Missouri Parents and Children.
- SB 1209**—Emerging Issues.
- SB 1210**—Economic Development and Tax Policy.
- SB 1211**—Transportation, Infrastructure and Public Safety.
- SB 1212**—Health and Welfare.
- SB 1213**—Insurance and Banking.
- SB 1214**—Transportation, Infrastructure and Public Safety.
- SB 1215**—Governmental Accountability.
- SB 1216**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1217**—Select Committee on Empowering Missouri Parents and Children.
- SB 1218**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1219**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1220**—Judiciary and Civil and Criminal Jurisprudence.

- SB 1221**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1222**—Insurance and Banking.
- SB 1223**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1224**—Governmental Accountability.
- SB 1225**—Economic Development and Tax Policy.
- SB 1226**—Transportation, Infrastructure and Public Safety.
- SB 1227**—Judiciary and Civil and Criminal Jurisprudence.
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- SB 1231**—Economic Development and Tax Policy.
- SB 1232**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1233**—Economic Development and Tax Policy.
- SB 1234**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1235**—Local Government and Elections.
- SB 1236**—Health and Welfare.
- SB 1237**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1238**—Insurance and Banking.
- SB 1239**—Health and Welfare.
- SB 1240**—Health and Welfare.
- SB 1241**—Transportation, Infrastructure and Public Safety.
- SB 1242**—Economic Development and Tax Policy.
- SB 1243**—Local Government and Elections.
- SB 1244**—Agriculture, Food Production and Outdoor Resources.
- SB 1245**—Health and Welfare.
- SB 1246**—Emerging Issues.
- SB 1247**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1248**—Governmental Accountability.
- SB 1249**—Insurance and Banking.

- SB 1250**—Economic Development and Tax Policy.
- SB 1251**—Governmental Accountability.
- SB 1252**—Economic Development and Tax Policy.
- SB 1253**—General Laws.
- SB 1254**—Transportation, Infrastructure and Public Safety.
- SB 1255**—Health and Welfare.
- SB 1256**—Select Committee on Empowering Missouri Parents and Children.
- SB 1257**—Transportation, Infrastructure and Public Safety.
- SB 1258**—Fiscal Oversight.
- SB 1259**—Health and Welfare.
- SB 1260**—Health and Welfare.
- SB 1261**—Agriculture, Food Production and Outdoor Resources.
- SB 1262**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1263**—Fiscal Oversight.
- SB 1264**—Local Government and Elections.
- SB 1265**—Agriculture, Food Production and Outdoor Resources.
- SB 1266**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1267**—Veterans, Military Affairs and Pensions.
- SB 1268**—General Laws.
- SB 1269**—Transportation, Infrastructure and Public Safety.
- SB 1270**—Local Government and Elections.
- SB 1271**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1272**—Select Committee on Empowering Missouri Parents and Children.
- SB 1273**—Transportation, Infrastructure and Public Safety.
- SB 1274**—Emerging Issues.
- SB 1275**—Transportation, Infrastructure and Public Safety.
- SB 1276**—Transportation, Infrastructure and Public Safety.
- SB 1277**—Governmental Accountability.
- SB 1278**—Progress and Development.

- SB 1279**—Governmental Accountability.
- SB 1280**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1281**—Agriculture, Food Production and Outdoor Resources.
- SB 1282**—Progress and Development.
- SB 1283**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1284**—Governmental Accountability.
- SB 1285**—Agriculture, Food Production and Outdoor Resources.
- SB 1286**—Veterans, Military Affairs and Pensions.
- SB 1287**—Governmental Accountability.
- SB 1288**—Local Government and Elections.
- SB 1289**—Select Committee on Empowering Missouri Parents and Children.
- SB 1290**—Select Committee on Empowering Missouri Parents and Children.
- SB 1291**—Local Government and Elections.
- SB 1292**—Insurance and Banking.
- SB 1293**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1294**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1295**—Transportation, Infrastructure and Public Safety.
- SB 1296**—General Laws.
- SB 1297**—Select Committee on Empowering Missouri Parents and Children.
- SB 1298**—Agriculture, Food Production and Outdoor Resources.
- SB 1299**—Transportation, Infrastructure and Public Safety.
- SB 1300**—Transportation, Infrastructure and Public Safety.
- SB 1301**—Economic Development and Tax Policy.
- SB 1302**—Insurance and Banking.
- SB 1303**—Transportation, Infrastructure and Public Safety.
- SB 1304**—Insurance and Banking.
- SB 1305**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1306**—Transportation, Infrastructure and Public Safety.
- SB 1307**—Local Government and Elections.

- SB 1308**—Transportation, Infrastructure and Public Safety.
- SB 1309**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1310**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1311**—Select Committee on Empowering Missouri Parents and Children.
- SB 1312**—Transportation, Infrastructure and Public Safety.
- SB 1313**—Governmental Accountability.
- SB 1314**—Governmental Accountability.
- SB 1315**—Transportation, Infrastructure and Public Safety.
- SB 1316**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1317**—Insurance and Banking.
- SB 1318**—Agriculture, Food Production and Outdoor Resources.
- SB 1319**—Agriculture, Food Production and Outdoor Resources.
- SB 1320**—Health and Welfare.
- SB 1321**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1322**—Veterans, Military Affairs and Pensions.
- SB 1323**—Transportation, Infrastructure and Public Safety.
- SB 1324**—Local Government and Elections.
- SB 1325**—Governmental Accountability.
- SB 1326**—Health and Welfare.
- SB 1327**—Transportation, Infrastructure and Public Safety.
- SB 1328**—Health and Welfare.
- SB 1329**—Governmental Accountability.
- SB 1330**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1331**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1332**—Veterans, Military Affairs and Pensions.
- SB 1333**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1334**—Transportation, Infrastructure and Public Safety.
- SB 1335**—Emerging Issues.
- SB 1336**—Health and Welfare.

- SB 1337**—Transportation, Infrastructure and Public Safety.
- SB 1338**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1340**—Governmental Accountability.
- SB 1341**—Governmental Accountability.
- SB 1342**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1343**—Select Committee on Empowering Missouri Parents and Children.
- SB 1344**—Rules, Joint Rules, Resolutions and Ethics.
- SB 1345**—Local Government and Elections.
- SB 1346**—Insurance and Banking.
- SB 1347**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1348**—Insurance and Banking.
- SB 1349**—Transportation, Infrastructure and Public Safety.
- SB 1350**—Governmental Accountability
- SB 1351**—Governmental Accountability
- SB 1352**—Insurance and Banking
- SB 1353**—Emerging Issues
- SB 1354**—Commerce, Consumer Protection, Energy and the Environment
- SB 1355**—Economic Development and Tax Policy
- SB 1356**—Transportation, Infrastructure and Public Safety
- SB 1357**—Progress and Development
- SB 1358**—Transportation, Infrastructure and Public Safety
- SB 1359**—Insurance and Banking
- SB 1360**—Commerce, Consumer Protection, Energy and the Environment
- SB 1361**—Health and Welfare
- SJR 48**—Local Government and Elections.
- SJR 49**—Local Government and Elections.
- SJR 50**—Economic Development and Tax Policy.
- SJR 51**—Local Government and Elections.
- SJR 52**—Agriculture, Food Production and Outdoor Resources.

- SJR 53**—Fiscal Oversight.
- SJR 54**—Rules, Joint Rules, Resolutions and Ethics.
- SJR 55**—Local Government and Elections.
- SJR 56**—Local Government and Elections.
- SJR 57**—Health and Welfare.
- SJR 58**—Local Government and Elections.
- SJR 59**—Local Government and Elections.
- SJR 60**—Judiciary and Civil and Criminal Jurisprudence.
- SJR 61**—Local Government and Elections.
- SJR 62**—Health and Welfare.
- SJR 63**—Emerging Issues.
- SJR 64**—Judiciary and Civil and Criminal Jurisprudence.
- SJR 65**—General Laws.
- SJR 66**—General Laws.
- SJR 67**—Judiciary and Civil and Criminal Jurisprudence.
- SJR 68**—Rules, Joint Rules, Resolutions and Ethics.
- SJR 69**—Rules, Joint Rules, Resolutions and Ethics.
- SJR 70**—Rules, Joint Rules, Resolutions and Ethics.
- SJR 71**—General Laws.
- SJR 72**—Transportation, Infrastructure and Public Safety.
- SJR 73**—Local Government and Elections.
- SJR 74**—Local Government and Elections.
- SJR 75**—General Laws.
- SJR 76**—Health and Welfare.
- SJR 77**—Local Government and Elections.
- SJR 78**—Local Government and Elections.
- SJR 79**—Local Government and Elections.
- SJR 80**—Rules, Joint Rules, Resolutions and Ethics.

SJR 81—Local Government and Elections.

SJR 82—General Laws.

SJR 83—Local Government and Elections.

Senator Bean moved that the Senate go to the order of business of Reports of Standing Committees.

Senator Eigel rose to object.

Senator Rowden assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Rowden assumed the Chair.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Joshua, Anna, and Kanan Bauer.

Senator Washington introduced to the Senate, Central High School students, Kansas City.

On motion Senator Bean, the Senate adjourned until 4:00 p.m., Monday, January 29, 2024.

SENATE CALENDAR

THIRTEENTH DAY—MONDAY, JANUARY 29, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1362-Crawford
SB 1363-Crawford
SB 1364-Gannon

SB 1365-Fitzwater
SB 1366-Trent

SENATE BILLS FOR PERFECTION

SB 748-Hough

SB 727-Koenig, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
HCR 37-Patterson (O'Laughlin)

To be Referred

SCR 27-Arthur
SCR 28-Coleman

SCR 29-Carter
SCR 30-Fitzwater

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Journal of the Senate

SECOND REGULAR SESSION

THIRTEENTH DAY - MONDAY, JANUARY 29, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“Do nothing out of selfish ambition or vain conceit, but in humility consider others better than yourselves. Each of you should look not only to your own interests, but also to the interests of others.” (Philippians 2:3-4 NIV)

Heavenly Father, we gather here today with hearts full of gratitude for the privilege to serve our state and its people. Grant us the strength to set aside personal agendas and ambitions, and to focus on the collective well-being of the people we represent. We ask that You would instill in us a spirit of unity, understanding and cooperation, and that the decisions we make will reflect a genuine concern for the welfare of Missourians. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Senator Fitzwater assumed the Chair.

The Journal for Thursday, January 25, 2024, was read and approved.

Photographers from Gray TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Fitzwater offered Senate Resolution No. 633, regarding Stacie Schmidt, Fulton, which was adopted.

Senator Beck offered Senate Resolution No. 634, regarding Triona Leach, Oakville, which was adopted.

Senator Hoskins offered Senate Resolution No. 635, regarding Liberty Public Schools, Liberty, which was adopted.

Senator Eslinger offered Senate Resolution No. 636, regarding Kathleen Fukasawa Morrissey, West Plains, which was adopted.

Senator McCreery offered Senate Resolution No. 637, regarding Catherine Dudley-Rose, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 638, regarding Laumeier Sculpture Park, St. Louis, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read the 1st time and ordered printed:

SB 1367—By McCreery.

An Act to repeal section 192.300, RSMo, and to enact in lieu thereof one new section relating to county health ordinances, with existing penalty provisions.

SB 1368—By Thompson Rehder.

An Act to repeal sections 556.061 and 568.045, RSMo, and to enact in lieu thereof two new sections relating to the offense of endangering the welfare of a child in the first degree, with penalty provisions.

SB 1369—By Carter.

An Act to repeal sections 644.016, 644.041, 644.051, and 644.145, RSMo, and to enact in lieu thereof four new sections relating to the Missouri clean water law, with an emergency clause.

SB 1370—By Black.

An Act to repeal section 478.001, RSMo, and to enact in lieu thereof one new section relating to mental health treatment courts.

SB 1371—By Black.

An Act to repeal sections 23.295, 30.756, 160.575, 170.012, 173.095, 173.100, 173.105, 173.110, 173.115, 173.120, 173.125, 173.130, 173.141, 173.150, 173.160, 173.170, 173.180, 173.186, 173.187, 173.236, 173.239, 173.262, 173.264, 173.265, 173.385, 173.475, 173.775, 173.778, 173.781, 173.784, 173.787, 173.790, 173.793, 173.796, 178.550, 178.585, 186.019, 288.040, 620.010, 620.484, 620.490, 620.511, 620.512, 620.513, 620.515, 620.552, 620.554, 620.556, 620.558, 620.560, 620.562, 620.564, 620.566, 620.568, 620.570, 620.572, 620.574, and 640.030, RSMo, and section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house bill no. 1415, ninety-ninth general assembly, second regular session, and to enact in lieu thereof seventeen new sections relating to duties of the department of higher education and workforce development, with penalty provisions.

SB 1372—By Eigel.

An Act to repeal sections 173.1110 and 208.009, RSMo, and to enact in lieu thereof three new sections relating to illegal immigrants, with penalty provisions.

SB 1373—By Thompson Rehder.

An Act to repeal sections 67.307, 208.009, 285.530, and 577.675, RSMo, and to enact in lieu thereof four new sections relating to illegal aliens, with penalty provisions.

SJR 84—By Mosley.

A Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 6 of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to a property tax exemption for certain veterans.

SJR 85—By Cierpiot.

A Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 50 of article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to initiative petitions.

SJR 86—By Carter.

A Joint Resolution submitting to the qualified voters of Missouri, an amendment to article X of the Constitution of Missouri, by adding thereto one new section relating to limitations placed on state spending.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Elizabeth (Libby) Youse, Michelle Mincks, and Deanna Bokel, as members of the Board of Nursing Home Administrators;

Also,

Andrea Jackson-Jennings, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District;

Also,

Travis Freeman, Republican, as a member of the Missouri State University Board of Governors;

Also,

Melissa Winston, as a member of the State Committee of Marital and Family Therapists;

Also,

Craig S. Jones, Republican, Gregory Eldridge, Republican, and Gregory J. Sacks, Republican, as members of the Elevator Safety Board;

Also,

Phyllis A. Chase, Democrat, as a member of the University of Central Missouri Board of Governors;

Also,

Jane K. Earnhart, as a member of the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects;

Also,

Tammy Thompson and Darren Harris, as members of the State Board of Pharmacy;

Also,

Francis G. Slay, Democrat, and Daniel J. Hegeman, Republican, as members of the State Highways and Transportation Commission;

Also,

Courtney Owens, as a member of the Missouri State Board of Nursing;

Also,

Michael A. Leara, Republican, as the State Supervisor for the Division of Alcohol and Tobacco Control;

Also,

Kurt D. Witzel, as a member of the Missouri State Capitol Commission;

Also,

Robert Knodell, as the Director of the Department of Social Services;

Also,

Paula Nickelson, as the Director of the Department of Health and Senior Services;

Also,

Kevin Spaulding, Republican, as a member of the Missouri Gaming Commission;

Also,

J.R. Webb and Sarah Newell, as members of the Missouri 911 Service Board;

Also,

Dennis L. Hicks, Republican, as the Eastern District Commissioner of Livingston County;

Also,

Jhan R. Hurn and Dr. Kishore Khot, as members of the Mental Health Commission;

Also,

Michael Seibert, Republican, and Maddox H. Studdard, as members of the Missouri Southern State University Board of Governors;

Also,

Hadley Oden, as the Student Representative to the University of Central Missouri Board of Governors;

Also,

Ruby Trice, as a member of the Behavioral Analyst Advisory Board;

Also,

Dr. Ian Fawks, Republican, and Dorothy M. Munch, Democrat, as members of the State Board of Registration for the Healing Arts;

Also,

Cory Bomgaars and Joan Daleo, as members of the Missouri Wine and Grape Board;

Also,

Galen Ericson, Republican, as a member of the Missouri Veterinary Medical Board;

Also,

Kayla Hahn, Republican, as a member of the Public Service Commission;

Also,

Lacey Brumley and Amy Stark, as members of the Missouri Board of Occupational Therapy;

Also,

Dr. Doug Michael Burgess, as a member of the Drug Utilization Review Board;

Also,

Megan Price, as a member of the Missouri Workforce Development Board;

Also,

Dr. Deiter James Duff, as a member of the Coroner Standards and Training Commission; and

Charles L. Bryant, as a member of the Public School Retirement System of Missouri Board of Trustees.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion.

Senator Moon rose to object.

Senator Moon moved that the report submitted to the Committee on Gubernatorial Appointments, to which was referred the appointment of Daniel J. Hegeman, as a member of the State Highways and Transportation Committee, be removed and the Senate do give its advice and consent to all remaining appointments.

Senator Rowden requested a roll call vote be taken. He was joined in his request by Senators Black, Hough, Luetkemeyer, and Thompson Rehder.

Senator Bean assumed the Chair.

Senator Hough assumed the Chair.

Senator Coleman assumed the Chair.

At the request of Senator Moon, the above motion was withdrawn.

Senator Eigel offered a substitute motion that the report submitted by the Committee on Gubernatorial Appointments, to which was referred the appointments of Andrea Jackson-Jennings, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District; Travis Freeman, Republican as a member of the Missouri State University Board of Governors; Melissa Winston, as a member of the State Committee on Marital and Family Therapists; Craig S. Jones, Republican, as a member of the Elevator Safety Board; Phyllis A. Chase, Democrat, as a member of the University of Central Missouri Board of Governors; Tammy Thompson, as a member of the State Board of Pharmacy; Courtney Owens, as a member of the Missouri State Board of Nursing; Darren Harris, as a member of the State Board of Pharmacy; Michael A. Leara, Republican, as the State Supervisor for the Division of Alcohol and Tobacco Control; Kurt D. Witzel, as a member of the Missouri State Capitol Commission; Gregory Eldridge, Republican, as a member of the Elevator Safety Board; Robert Knodell, as the Director of the Department of Social Services; Paula Nickelson, as the Director of the Department of Health and Senior Services; Dennis L. Hicks, Republican, as the Eastern District Commissioner of Livingston County; Jhan R. Hurn, as a member of the Mental Health Commission; Michael Seibert, Republican, as a member of the Missouri Southern State University Board of Governors; Hadley Oden, as the Student Representative to the University of Central Missouri Board of Governors; Gregory J. Sacks, Republican, as a member of the Elevator Safety Board; and Ruby Trice, as a member of the Behavioral Analyst Advisory Board, be adopted and the Senate do give its advice and consent to said appointments.

Senator Eigel requested a roll call vote be taken. He was joined in his request by Senators Carter, Hoskins, Koenig, and Moon.

The above motion failed of adoption by the following vote:

YEAS—Senators						
Brattin	Carter	Eigel	Fitzwater	Hoskins	Koenig	Moon
Schroer—8						
NAYS—Senators						
Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Cierpiot	Coleman	Hough	Luetkemeyer	May	McCreery	Mosley
O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder	Trent	Washington
Williams—22						
Absent—Senators						
Crawford	Eslinger	Gannon	Razer—4			

Absent with leave—Senators—None

Vacancies—None

Senator Rowden assumed the Chair.

Senator Coleman assumed the Chair.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Trent assumed the Chair.

Senator Coleman assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Crawford assumed the Chair.

Senator Hough assumed the Chair.

Senator Rowden moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

January 29, 2024

Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO

Dear Mrs. Martin,

Pursuant to Rule 12, I am replacing Senator Mary Elizabeth Coleman on Local Government and Elections Committee and appointing Senator Caleb Rowden in her absence.

Sincerely,



Caleb Rowden

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Wednesday, January 31, 2024.

SENATE CALENDAR

FOURTEENTH DAY—WEDNESDAY, JANUARY 31, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1362-Crawford	SB 1370-Black
SB 1363-Crawford	SB 1371-Black
SB 1364-Gannon	SB 1372-Eigel
SB 1365-Fitzwater	SB 1373-Thompson Rehder
SB 1366-Trent	SJR 84-Mosley
SB 1367-McCreery	SJR 85-Cierpiot
SB 1368-Thompson Rehder	SJR 86-Carter
SB 1369-Carter	

SENATE BILLS FOR PERFECTION

SB 748-Hough	SB 727-Koenig, with SCS
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INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	HCR 37-Patterson (O'Laughlin)
SR 562-Moon	

To be Referred

SCR 27-Arthur	SCR 29-Carter
SCR 28-Coleman	SCR 30-Fitzwater

Journal of the Senate

SECOND REGULAR SESSION

FOURTEENTH DAY - WEDNESDAY, JANUARY 31, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"In their hearts humans plan their course, but the Lord establishes their steps." (Proverbs 16:9 NIV)

Almighty God, as we continue the work put before us, we ask that You would lead us and guide us—establish our steps. Help us to seek Your wisdom and guidance in each decision we make and step we take. We thank You for the freedoms we have in this great country, and we ask that You would continue to bless our state and help us to thrive. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Brown (26th Dist.)—1

Vacancies—None

The Lieutenant Governor was present.

The Senate observed a moment of silence for former first lady and U.S. Senator, Jean Carnahan.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 639, regarding the City of Perryville, which was adopted.

Senator Brattin offered Senate Resolution No. 640, regarding Eagle Scout Michael Goolsby, Warrensburg, which was adopted.

Senator Brattin offered Senate Resolution No. 641, regarding Eagle Scout Nathan Wilttrout, Warrensburg, which was adopted.

Senator Brattin offered Senate Resolution No. 642, regarding Eagle Scout John Wu, Warrensburg, which was adopted.

Senator Brattin offered Senate Resolution No. 643, regarding Eagle Scout Ace Doyle Little, Warrensburg, which was adopted.

Senator Brattin offered Senate Resolution No. 644, regarding Eagle Scout Logan Nicholas Hutchens, Warrensburg, which was adopted.

Senator Brattin offered Senate Resolution No. 645, regarding Eagle Scout Kaylin Faith Evans, Warrensburg, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1374—By Gannon.

An Act to amend chapter 454, RSMo, by adding thereto one new section relating to restitution payments for certain persons convicted of the offense of driving while intoxicated.

SB 1375—By Eslinger.

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to the virtual school program.

SB 1376—By Moon.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to allowing public schools to employ or accept chaplains as volunteers.

SB 1377—By Cierpiot.

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to automated license plate reader systems.

SB 1378—By Arthur.

An Act to repeal section 163.011, RSMo, and to enact in lieu thereof one new section relating to the calculation of weighted average daily attendance, with an effective date.

SB 1379—By Arthur.

An Act to repeal section 600.042, RSMo, and to enact in lieu thereof one new section relating to the funding for the office of the public defender.

SB 1380—By Washington.

An Act to repeal section 135.1610, RSMo, and to enact in lieu thereof two new sections relating to tax credits for improving access to food.

SB 1381—By Washington.

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to the designation of infrastructure.

SB 1382—By Washington.

An Act to repeal section 190.098, RSMo, and to enact in lieu thereof one new section relating to community paramedics.

SJR 87—By Koenig.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article III of the Constitution of Missouri, by adding thereto one new section relating to abortion, with penalty provisions.

Senator Hough assumed the Chair.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
January 31, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointments:

Robert Cirtin, 785 East Kings Carriage Boulevard, Nixa, Christian County, Missouri 65714, as a member of the Board of Private Investigator and Private Fire Investigator Examiners, for a term ending March 4, 2027, and until his successor is duly appointed and qualified; vice, Thomas H. Skinner, term expired.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden moved that the above appointment be returned to the Governor per his request, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Andrew Grimm, Democrat, as a member of the Missouri Health Facilities Review Committee;

Also,

Susan J. Eickhoff, as a member of the Missouri State Board of Accountancy;

Also,

Judith W. Meyer, Independent, as a member of the Missouri Charter Public School Commission;

Also,

John LaRocca, as a member of the Missouri Wine and Grape Board;

Also,

William E. Ekey, Democrat, as a member of the Health and Educational Facilities Authority of the State of Missouri;

Also,

Stuart (Stu) Rogers, Independent, as a member of the University of Central Missouri Board of Governors; and

Mike Phillips, as a member of the Missouri 911 Service Board.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Rowden moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

President Pro Tem Rowden assumed the Chair.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which were referred **SJR**s **74**, **48**, **59**, **61**, and **83**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Hough assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 45**.

HOUSE CONCURRENT RESOLUTION NO. 45

BE IT RESOLVED, by the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:15 a.m., Tuesday, February 6, 2024, to receive a message from Maor Elbaz-Starinsky, the Israeli Consul General in Miami, Florida; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1989**, entitled:

An Act to repeal sections 163.161, 167.020, and 167.151, RSMo, and to enact in lieu thereof fourteen new sections relating to admission of nonresident pupils.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

January 31, 2024

Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO

Dear Mrs. Martin,

Pursuant to Rule 12, I am replacing Senator Caleb Rowden on Local Government and Elections Committee and appointing Senator Mary Elizabeth Coleman in the vacancy.

Sincerely,



Caleb Rowden

Also,

January 31, 2024

Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO

Dear Mrs. Martin;

Please be advised that I am hereby appointing Senator Elaine Gannon as an additional member to the Select Committee on Empowering Missouri Parents and Children.

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden

INTRODUCTION OF GUESTS

Senator May introduced to the Senate, Dr. John Holds, St. Louis.

Senator Bean introduced to the Senate, Corey Henry, Wayne County.

Senator Arthur introduced to the Senate, Youth With Vision students, Mary Kimmerle; Jonas Beckham; Ayden Jones; Scout Colvin; Tinley Killingsworth; and Mason Saleni.

Senator Williams introduced to the Senate, Jalen Carter, University City.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTEENTH DAY–THURSDAY, FEBRUARY 01, 2024

FORMAL CALENDAR**SECOND READING OF SENATE BILLS**

SB 1362-Crawford	SB 1375-Eslinger
SB 1363-Crawford	SB 1376-Moon
SB 1364-Gannon	SB 1377-Cierpiot
SB 1365-Fitzwater	SB 1378-Arthur
SB 1366-Trent	SB 1379-Arthur
SB 1367-McCreery	SB 1380-Washington
SB 1368-Thompson Rehder	SB 1381-Washington
SB 1369-Carter	SB 1382-Washington
SB 1370-Black	SJR 84-Mosley
SB 1371-Black	SJR 85-Cierpiot
SB 1372-Eigel	SJR 86-Carter
SB 1373-Thompson Rehder	SJR 87-Koenig
SB 1374-Gannon	

HOUSE BILLS ON SECOND READING

HCS for HB 1989

SENATE BILLS FOR PERFECTION

SB 748-Hough
SB 727-Koenig, with SCS

SJR 74, 48, 59, 61 & 83-Coleman, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
HCR 37-Patterson (O'Laughlin)
HCR 45-Patterson (O'Laughlin)

To be Referred

SCR 27-Arthur
SCR 28-Coleman

SCR 29-Carter
SCR 30-Fitzwater

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Journal of the Senate

SECOND REGULAR SESSION

FIFTEENTH DAY - THURSDAY, FEBRUARY 1, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“The Lord bless you and keep you; the Lord make his face shine on you and be gracious to you; the Lord turn his face toward you and give you peace.” (Numbers 6:24-26 NIV)

Gracious Lord, as we finish this week’s work and prepare to return home, we ask for Your blessings. As our actions and words reflect our faith in You this weekend, we ask that You would give peace in our hearts and within our families. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Photographers from KOMU-8 were given permission to take pictures in the Senate Chamber.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Brown (26th Dist.) Washington—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senators Roberts, May, and Washington offered Senate Resolution No. 646, regarding the death of James Dimir Hill, St. Louis, which was adopted.

Senator Coleman offered the following resolution:

SENATE RESOLUTION NO. 647
NOTICE OF PROPOSED RULE CHANGE

Notice is hereby given by the Senator from the 22nd District of the one day notice required by rule of intent to put a motion to adopt the following rule change:

BE IT RESOLVED by the Senate of the One Hundred Second General Assembly, Second Regular Session, that the Senate Rule 8 be amended to read as follows:

"Rule 8. Upon the call of the senate, the names of the senators shall be called by the secretary and the absentees noted, after which the names of the absentees may again be called. Those absent senators from whom no sufficient excuses are made may, by order of a majority of those present, if ten in number, be taken into custody as they appear, or be sent for and taken into custody wherever found by the sergeant-at-arms, or other person appointed by the senate for that purpose, at the expense of such absent senators or senator, respectively, unless such excuse for nonattendance shall be made as the senate, when a quorum is convened, shall judge sufficient. **If an absence of a quorum is noted, then the senator who noted the absence of a quorum shall be counted for purposes of establishing a quorum, regardless of whether such senator leaves the floor.**"

CONCURRENT RESOLUTIONS

Senator O’Laughlin moved that **HCR 37** be taken up for adoption, which motion prevailed.

On motion of Senator O’Laughlin, **HCR 37** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Brown (26th Dist.) Washington—2

Vacancies—None

Senator Hough assumed the Chair.

Senator O’Laughlin moved that **HCR 45** be taken up for adoption, which motion prevailed.

On motion of Senator O’Laughlin, **HCR 45** was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Williams—32			

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators

Brown (26th Dist.) Washington—2

Vacancies—None

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1383—By Carter.

An Act to repeal section 1.302, RSMo, and to enact in lieu thereof one new section relating to closures of places of worship.

SB 1384—By Thompson Rehder.

An Act to repeal section 478.710, RSMo, and to enact in lieu thereof one new section relating to circuit judges in the thirty-second judicial circuit.

SB 1385—By Schroer.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to health care workers.

Senator Trent assumed the Chair.

SB 1386—By McCreery.

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for certain volunteer drivers.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 23**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Senator Bernskoetter, Chair of the Committee on General Laws, submitted the following report:

Mr. President: Your Committee on General Laws, to which was referred **SB 745**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (16), Chair of the Committee on Emerging Issues, submitted the following report:

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 802**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SBs 754, 746, 788, 765, 841, 887, and 861** begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 739**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 799**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Coleman, Chair of the Committee on Health and Welfare, submitted the following report:

Mr. President: Your Committee on Health and Welfare, to which was referred **SBs 1168 and 810**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bean assumed the Chair.

SECOND READING OF SENATE BILLS

The following Bills were read the 2nd time and referred to the Committees indicated:

SB 1362—Local Government and Elections.

SB 1363—Local Government and Elections.

SB 1364—Judiciary and Civil and Criminal Jurisprudence.

SB 1365—Economic Development and Tax Policy.

SB 1366—Select Committee on Empowering Missouri Parents and Children.

SB 1367—Agriculture, Food Production and Outdoor Resources.

SB 1368—Judiciary and Civil and Criminal Jurisprudence.

SB 1369—Commerce, Consumer Protection, Energy and the Environment.

SB 1370—Judiciary and Civil and Criminal Jurisprudence.

SB 1371—Select Committee on Empowering Missouri Parents and Children.

RE-REFERRALS

President Pro Tem Rowden re-referred **SB 871** to the Select Committee on Empowering Missouri Parents and Children.

President Pro Tem Rowden re-referred **SB 890** to the Committee on Progress and Development.

REFERRALS

President Pro Tem Rowden referred **SCR 28**, **SCR 29**, and **SCR 30** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

INTRODUCTION OF GUESTS

Senator Fitzwater introduced to the Senate, Ruby Leigh Pearson; her parents, Casey and Terri Pearson; and her sister, Sandra Pearson, Foley.

Senator Black introduced to the Senate, John and Mary Quinn, Chillicothe.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, February 5, 2024.

SENATE CALENDAR

SIXTEENTH DAY-MONDAY, FEBRUARY 05, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1372-Eigel	SB 1382-Washington
SB 1373-Thompson Rehder	SB 1383-Carter
SB 1374-Gannon	SB 1384-Thompson Rehder
SB 1375-Eslinger	SB 1385-Schroer
SB 1376-Moon	SB 1386-McCreery
SB 1377-Cierpiot	SJR 84-Mosley
SB 1378-Arthur	SJR 85-Cierpiot
SB 1379-Arthur	SJR 86-Carter
SB 1380-Washington	SJR 87-Koenig
SB 1381-Washington	

HOUSE BILLS ON SECOND READING

HCS for HB 1989

SENATE BILLS FOR PERFECTION

SB 748-Hough	SBs 754, 746, 788, 765, 841, 887 & 861-
SB 727-Koenig, with SCS	Luetkemeyer, with SCS
SJR 74, 48, 59, 61 & 83-Coleman, with SCS	SB 739-Cierpiot
SB 745-Bernskoetter	SB 799-Fitzwater, with SCS
SB 802-Trent	SBs 1168 & 810-Coleman, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Reported from Committee

SCR 23-Schroer

To be Referred

SCR 27-Arthur

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Journal of the Senate

SECOND REGULAR SESSION

SIXTEENTH DAY - MONDAY, FEBRUARY 5, 2024

The Senate met pursuant to adjournment.

Senator Trent in the Chair.

The Reverend Steven George offered the following prayer:

"The one who gets wisdom loves life; the one who cherishes understanding will soon prosper." (Proverbs 19:8 NIV)

Heavenly Father, as we start this week's work, we ask for wisdom to navigate the complexities of governance and decision-making. May our collective efforts be rooted in a sincere love for justice and the well-being of those whom we serve. In the pursuit of understanding, may we also cultivate compassion for one another, recognizing the shared responsibility we bear. As we deliberate on matters of significance, may Your wisdom guide our minds and Your love inspire our actions. We also ask that you would give comfort to the family of Dean Dohrman. May they feel Your presence giving them strength as they grieve this week. We ask all of this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

President Kehoe assumed the Chair.

The Journal for Thursday, February 1, 2024, was read and approved.

Photographers from Gray TV and Missouri News Network were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Bean Washington—2

Vacancies—None

The Lieutenant Governor was present.

Senator Trent assumed the Chair.

RESOLUTIONS

Senator Carter offered Senate Resolution No. 648, regarding Charles E. Nodler, Neosho, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 649, regarding Sarah McCord, California, which was adopted.

On behalf of Senator Bean, Senator O’Laughlin offered Senate Resolution No. 650, regarding Noah Graham, which was adopted.

On behalf of Senator Bean, Senator O’Laughlin offered Senate Resolution No. 651, regarding Wyatt Hendley, which was adopted.

Senator Brown (16) offered Senate Resolution No. 652, regarding Gabriel Todd, which was adopted.

Senator Black offered Senate Resolution No. 653, regarding Claire Walker, Chillicothe, which was adopted.

Senator Black offered Senate Resolution No. 654, regarding Kiley Mattson, which was adopted.

Senator Black offered Senate Resolution No. 655, regarding the Livingston County Library, Chillicothe, which was adopted.

Senator Fitzwater offered Senate Resolution No. 656, regarding Karson Calvin, which was adopted.

Senator Rowden offered Senate Resolution No. 657, regarding Sam Tummons, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 658, regarding Isabella Hamner, which was adopted.

Senator Crawford offered Senate Resolution No. 659, regarding Caleb J. Simpson, which was adopted.

On behalf of Senator Bean, Senator O’Laughlin offered Senate Resolution No. 660, regarding Thomas Ballard Campbell, Senath, which was adopted.

Senator Hoskins offered Senate Resolution No. 661, regarding Lynn Dyer, which was adopted.

Senator Moon offered Senate Resolution No. 662, regarding Jaden Kultgen, which was adopted.

Senator Coleman and Senator Eigel offered Senate Resolution No. 663, regarding Jeffry "Jeff" T. Mazurek, Hillsboro, which was adopted.

Senator May and Senator Rowden offered Senate Resolution No. 664, regarding Anthony Brown, which was adopted.

Senator May and Senator Rowden offered Senate Resolution No. 665, regarding Donnie McClurkin, which was adopted.

Senator May and Senator Rowden offered Senate Resolution No. 666, regarding Fred Hammond, which was adopted.

Senator May and Senator Roberts offered Senate Resolution No. 667, regarding Michael Jones, which was adopted.

Senator Brown (26) offered Senate Resolution No. 668, regarding Kelsey Miller, which was adopted.

CONCURRENT RESOLUTIONS

SCR 23, introduced by Senator Schroer, entitled:

An Act by concurrent resolution and pursuant to Article IV, Section 8, to disapprove the final order of rulemaking for the proposed amendment to 5 CSR 20-100.230, relating to the Virtual Instruction Program.

Was taken up.

On motion of Senator Schroer, **SCR 23** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Cierpiot	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins	Hough
Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden	Schroer	Thompson Rehder
Trent—22						

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Roberts	Williams—9					

Absent—Senator Carter—1

Absent with leave—Senators

Bean Washington—2

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Schroer, title to the concurrent resolution was agreed to.

Senator Schroer moved that the vote by which the concurrent resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

COMMITTEE APPOINTMENTS

President Pro Tem Rowden appointed the following escort committee pursuant to **HCR 37**: Senators Coleman, Luetkemeyer, O'Laughlin, Thompson Rehder, Trent, Beck, Mosely, Razer, Roberts, and Washington.

President Pro Tem Rowden appointed the following escort committee pursuant to **HCR 45**: Senators Rowden, Crawford, Coleman, O'Laughlin, Luetkemeyer, Arthur, Roberts, May, Rizzo, and Razer.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following members to act with a like committee from the Senate pursuant to **HCR 45**. Representatives: Quade, Henderson, Baringer, Dinkins, Perkins, Francis, Brown (87), Allen, Davis and Smith (163).

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following members to act with a like committee from the Senate pursuant to **HCR 45**.
Representative: Schwardon.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

February 5, 2024

Kristina Martin
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Mrs. Martin;

Please be advised that I am hereby appointing the following additional members to the Select Committee on Empowering Missouri Parents and Children:

Senator Greg Razer
Senator Holly Thompson Rehder

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden
Presiden Pro Tem

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

SEVENTEENTH DAY-TUESDAY, FEBRUARY 06, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1372-Eigel
SB 1373-Thompson Rehder
SB 1374-Gannon
SB 1375-Eslinger
SB 1376-Moon
SB 1377-Cierpiot

SB 1378-Arthur
SB 1379-Arthur
SB 1380-Washington
SB 1381-Washington
SB 1382-Washington
SB 1383-Carter

SB 1384-Thompson Rehder
SB 1385-Schroer
SB 1386-McCreery
SJR 84-Mosley

SJR 85-Cierpiot
SJR 86-Carter
SJR 87-Koenig

HOUSE BILLS ON SECOND READING

HCS for HB 1989

SENATE BILLS FOR PERFECTION

SB 748-Hough
SB 727-Koenig, with SCS
SJRs 74, 48, 59, 61 & 83-Coleman, with SCS
SB 745-Bernskoetter
SB 802-Trent

SBs 754, 746, 788, 765, 841, 887 &
861-Luetkemeyer, with SCS
SB 739-Cierpiot
SB 799-Fitzwater, with SCS
SBs 1168 & 810-Coleman, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

To be Referred

SCR 27-Arthur

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Journal of the Senate

SECOND REGULAR SESSION

SEVENTEENTH DAY - TUESDAY, FEBRUARY 6, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"Your word is a lamp to my feet, and a light for my path." (Psalm 119:105 NIV)

Almighty God, Your word is a lamp to our feet, grounding us in truth and righteousness, and revealing the path You have set before us. In moments of uncertainty, may Your word be our constant companion—leading us and illuminating our way. Grant us the grace to internalize Your teachings, allowing them to shape our thoughts, words, and actions as we work together. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Williams—33		

Absent—Senators—None

Absent with leave—Senator Washington—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brattin offered Senate Resolution No. 669, regarding Colin Parker McIntyre, which was adopted.

Senator Brattin offered Senate Resolution No. 670, regarding Maggie Stark, which was adopted.

On motion of Senator O'Laughlin, the Senate repaired to the House of Representatives to receive the Address from Israeli Consul General, Maor Elbaz-Starinsky.

JOINT SESSION

The Joint Session was called to order by President Kehoe.

The Color Guard from the Missouri State Highway Patrol, Troop F, presented the colors.

The Pledge of Allegiance to the Flag was recited.

On roll call the following Senators were present:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Williams—32			

Absent—Senator Brown (16th Dist.)—1

Absent with leave—Senator Washington—1

Vacancies—None

On roll call the following Representatives were present:

PRESENT: 153

Adams	Allen	Amato	Anderson	Appelbaum	Atchison	Aune
Baker	Banderman	Bangert	Baringer	Barnes	Billington	Black
Boggs	Bonacker	Bromley	Brown (16)	Brown (149)	Brown (87)	Brown (27)
Buchheit-Courtway	Burger	Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christensen	Christofanelli	Coleman	Collins
Cook	Copeland	Crossley	Cupps	Davidson	Davis	Deaton
Diehl	Dinkins	Doll	Ealy	Evans	Falkner	Farnan
Fogle	Fountain Henderson	Francis	Gallick	Gragg	Gregory	Griffith
Haden	Haffner	Haley	Hardwick	Hausman	Hein	Henderson
Hicks	Hinman	Houx	Hovis	Hudson	Hurlbert	Ingle
Johnson (12)	Johnson (23)	Jones	Justus	Kalberloh	Keathley	Kelley (127)
Kelly (141)	Knight	Lavender	Lewis (6)	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	McGaugh	McGill	McMullen	Morse
Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern	O'Donnell	Oehlerking
Owen	Parker	Patterson	Perkins	Peters	Phifer	Plank
Pollitt	Pouche	Proudie	Quade	Reedy	Reuter	Richey
Riggs	Riley	Roberts	Sander	Sassmann	Schnelting	Schulte
Schwadron	Seitz	Sharpe (4)	Shields	Smith (155)	Smith (163)	Smith (46)
Sparks	Stacy	Steinhoff	Stephens	Stinnett	Strickler	Taylor (48)
Taylor (84)	Terry	Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young	Mr. Speaker	

ABSENT: 9

Bland Manlove	Bosley	Clemens	Gray	Lewis (25)	Mayhew	Merideth
Sauls	Sharp (37)					

VACANCIES: 1

The Joint Committee appointed to wait upon the Israeli Consul General, Maor Elbaz-Starinsky, escorted the Consul General to the dais where he delivered the Address to the Joint Assembly:

Address to the Joint session of the House and Senate of Missouri

Israeli Consul General Maor Elbaz-Starinsky

February 6th 2024

Honorable members of the House and Senate of the state of Missouri, Governor Parson, Lt. Governor Kehoe, President of the Senate, Speaker of the House, members of the Jewish community, friends of Israel, esteemed guests.

Shalom.

I stand before you today as the Consul General of Israel to the Great State of Missouri, representing the State of Israel and its people.

I am grateful and humbled to have been given the opportunity to address this joint session today to commemorate the strong enduring bond between Israel and Missouri and to explore opportunities for further collaboration and growth.

It feels as if the entire population of both states has converged in this festivity to celebrate Israel's 75th anniversary that we mark this past year, to reaffirm our commitment to our shared values and, these days, also to mourn together for those souls lost in the October 7th massacre and ensuing war.

In marking Israel's 75th anniversary, we reflect on the remarkable journey of our homeland—the struggles, achievements, successes, and failures. The joys and agonies unfold before us.

Let's embark on a brief journey through history because, indeed, after having endured 2,000 years of exile, pogroms, persecutions, the devastating Holocaust, and ongoing conflicts, this nation has quite a story to tell.

On May 14, 1948, at 6 pm, Israel emerged as a free, sovereign, Jewish, and democratic state. A mere 11 minutes later, President Truman, a Missourian, from Independence Missouri mind you, etched his name in history by recognizing our young state's independence. I had the privilege of visiting Truman's Little White House in Key West, Florida, with President Truman's grandson Clifton, and exploring the presidential library in, well... Independence, Missouri. These visits were not just remarkable; they were moving. Marking the 75th anniversary of my homeland here, with you all, holds special significance.

The newborn state swiftly became a homeland for Jews worldwide, embracing citizens regardless of religion, race, or gender—a source of pride for its achievements, the values it upholds, and the ideals on which it stands for.

Modern Israel is the realization of a 3,500-year-old Jewish heritage. One woven with shared history, tradition, rituals, and values, all forming a cornerstone of global history and civilization.

The inception of the Israeli story marked just the beginning of the young state's journey. In a matter of months, amidst the struggle for survival, the state absorbed millions of refugees and immigrants from the remnants of Auschwitz, the deserts of Morocco, and 150 other nations. My own parents, among those millions, emigrated from Morocco in the '50s and '60s. The Israeli narrative unfolds as a testament to diversity—a mosaic of Jews of varied colors, ethnicities, cultures, and languages converging, reviving the Hebrew language, and shaping a multicultural society that understands diversity as a wellspring of strength and power.

We've harnessed our heritage to create the beloved Modern State of Israel, where the past converges with the future, where you can walk the same path of Jesus and try to walk on the same water, where people embrace their spirituality, and innovations like drip irrigation, self-made satellites, and the Iron Dome stand as a testament to our resilience.

Israel is often deemed a miracle, resonating with the biblical tales of wonders celebrated by Jews throughout the year.

While acknowledging the holiness and divine status of the land and state, I would assert that miracles here are not happenstance but the result of vision, courage, leadership, and unwavering hard work by countless individuals.

Israeli experts, entrepreneurs, and companies lead in almost every conceivable sector and their innovations define Israel and have significantly enhanced lives worldwide.

The historic motto of Israel, the "land of milk and honey," faced a stark reality when my parents arrived in the Holy Land—no milk nor honey were to be found, only harsh conditions. Despite security concerns, our agriculture and water sectors flourished and we transformed it into a true Land of Milk, Honey and cyber.

Evolving into the acclaimed "Startup Nation," our pride swells as a small nation of less than 10 million inhabitants, standing as a global cradle of innovation. Side by side with recognized agriculture and water technologies, Israel's prowess extends to mind-blowing innovations in diverse sectors like Cyber Security, FinTech, Smart Transportation, HLS and Defense, Space and Aviation, ClimateTech, Renewable Energy, healthcare, and beyond.

Encouragingly, Missouri, a leading state in numerous sectors, collaborates deeply with Israel.

Water, a testament to Israeli innovation, highlights our journey. Half of Israel is a desert, historically plagued by droughts. Rising to the challenge, Israel pioneered drip irrigation, excelled in wastewater management, primarily utilizes desalinated water, and even extracted water from thin air. Currently, we produce 20% more water than needed, even exporting it—a miraculous transformation from a water-stressed country.

Our academic achievements, scientific publications, and the 9 Nobel Prizes, reflecting a prize for every one million citizens, stand as a testament to this remarkable journey—one that we gladly share with the world.

In its brief 75-year existence, Israel has consistently extended a helping hand to developing nations across Asia, Africa, and Latin America, even during its own developmental phase. Guided by the Jewish Tikkun Olam virtue, which is our commitment to repairing the world, we wholeheartedly share our hard-earned knowledge and expertise to contribute to a better global community.

Over the past year, Israel actively engaged in challenging situations, providing assistance to Ukraine during times of conflict, offering support to Turkey in the aftermath of an earthquake, and contributing to diverse relief efforts across Africa. This unwavering dedication reflects our readiness to assist wherever in the world there is a need.

All this has not come easy.

Securing our nation has been a persistent challenge for Israel, marked by ongoing conflicts, including a recent intense and gruesome war with HAMAS terrorists who murdered, raped, mutilated, maimed, and tortured more than 1,200 Israelis, and who kidnapped hundreds of others, including – babies, toddlers, elderly and Holocaust survivors.

Despite the difficult circumstances, Israel is committed to defending its citizens while actively pursuing peace. The bitter reality of warfare is exemplified by the sacrifice, courage, and immense bravery displayed by the Israel Defense Forces. Our soldiers are fighting for the entire free world because, and have no mistake: these terrorists will come after each and every one of us here, of us, because this is a war between evil and good, darkness and light, and if someone can't tell which is which, they are part of the problem.

We were agonized to learn that 3 American troops were killed in Jordan last week. By similar evil, perpetrated by Iran. We carry your troops in our thoughts and prayers; please carry ours in yours.

In tandem with these security challenges, Israel has worked towards peace agreements with neighboring countries. From the historic accords with Egypt and Jordan to the recent Abraham Accords involving the UAE, Bahrain, Morocco, and Sudan, Israel seeks to transform its role in the region. These agreements signal a new era of People-to-People relations, fostering cooperation across various domains.

Let me give you a small example of this potentially promising cooperation:

In October 2022, the Davenport center in St. Louis became the symbolic venue for a historic event – the first-ever tri-lateral symposium on food security, featuring collaboration between Israel, the UAE, and BIO-STL, a St. Louis-based life science and food tech accelerator.

The significance of choosing this location, near the iconic Gateway Arch, lies in its representation of a journey into the unknown, mirroring the shared pursuit of good, prosperity, and peace through science.

This symposium underscores this commitment, offering a glimpse into the shared pursuit of peace and progress and marked a step forward in global cooperation and understanding. Thus emphasizing the commitment to addressing challenges such as food security. Looking ahead, Israel remains resolute in its dedication to advancing peace initiatives and the advancement of regional stability while safeguarding its citizens and borders. The journey initiated in St. Louis is part of an ongoing commitment to fostering collaboration and progress in the pursuit of a better, more secure future.

In reflecting on our journey, I want to underscore the significant progress achieved in our partnership with Missouri.

Missouri and Israel are bound by moral ties, democratic values, and a friendship that transcends time, fostering enduring interests. The leadership of both states has consistently demonstrated unwavering commitment to bolster joint business ventures and collaborative research efforts.

This collaboration extends from political visits, statements, resolutions and proclamations coming from this house, to advancing Holocaust remembrance, enacting anti-BDS legislation and fighting antisemitism. These shared initiatives exemplify the robustness of our common values.

A notable illustration occurred during the November 2022 visit of a business delegation led by Governor Parson to Israel. Having the privilege to participate, I witnessed not only the deep appreciation the delegation held for this historic land but also the vast business opportunities, particularly in projects related to agriculture and security.

Our aim is to fortify both political and economic ties, and it's noteworthy that Missouri boasts a vibrant Jewish community, further strengthening the cultural bonds that bind us. This collaboration stands as a testament to the enduring partnership between the state of Missouri and Israel.

I want to commend you all for your firm stand against antisemitism. Last week we marked International Holocaust Remembrance Day.

These days, the words "Never Again" take on a new, modern, yet old, meaning, and the fight against antisemitism is growing more complex. Attacks and persecution of Jews are visible on U.S. campuses, social media platforms, and international organizations.

Jewish blood is too often considered less red and less thick, and Jewish women's bodies are devalued. This sickening reality demands our collective attention and action. To curb antisemitism, we must focus on education, legislation, and enforcement.

While rejecting all forms of hate, it's crucial to understand that antisemitism is unique and should be treated as such. Jews today face disproportionately more hate crimes, making antisemitism a distinct category.

Anti-Israel sentiment often stems from antisemitism, as shown by the recent HAMAS terror attack. This is not merely a political or territorial dispute but a matter of the Jewish people's right to sovereignty, independence, and self-determination.

"Never again" should be a call to action for everyone, ensuring it applies to all communities facing discrimination. Let us stand united against hatred and prejudice to prevent such darkness from engulfing our people.

As Israel commemorates its 75th anniversary and gazes ahead to the next 75 years, we maintain confidence that, by uniting with like-minded nations globally and individuals like you, we can collectively overcome shared challenges and make a positive impact on shaping a better future.

Expressing deep gratitude for your political support, proclamations, visits, dedication, commitment, and business endeavors, I want to emphasize the profound role each of you play as ambassadors. You are the pillars fostering the relationship between our states, champions of the Jewish cause, and storytellers of the Israeli journey.

The unwavering support of the United States has been pivotal in Israel's journey, of course with being the first to recognize our nation but mostly with the strategic and military collaboration, that helped us establish a secure home for the Jewish people.

Our two states share a rich history, common interests, and a passion for innovation. From agriculture to aviation, Israel and Missouri have exchanged knowledge, expertise, and ideas that have benefited both our communities and the entire world. We celebrate the partnerships between our universities, entrepreneurs, and businesses that have led to groundbreaking discoveries and economic growth. As we face global challenges, Israel and Missouri stand together in promoting peace, security, and democratic values.

We recognize the importance of standing against anti-Semitism, hate, and discrimination in all forms. We also acknowledge the critical role of education and cultural exchange programs in fostering greater understanding and friendship between our nations.

As we look ahead, my optimism grows for the future accomplishments that our nations will jointly achieve. I extend sincere thanks once again to the esteemed legislators, Governor Parson, and the people of Missouri. May the enduring friendship between Israel and the great state of Missouri, along with the entire United States, continue to flourish for another 75 years.

May God bless Israel, bless the United States, and bless each one of you.

And most importantly - may god bless Andy Reid, Patrick Mahomes and Travis Kelce - go chiefs.

Thank you.

On motion of Senator O'Laughlin, the Joint Session was dissolved and the Senators returned to the chamber where they were called to order by Senator Rowden.

INTRODUCTION OF GUESTS

Senator McCreery introduced to the Senate, Sophia Huddleston, St. Louis City.

Senator Trent introduced to the Senate, Associate Circuit Judge, Honorable David Roither, St. Louis City.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

EIGHTEENTH DAY-WEDNESDAY, FEBRUARY 7, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1372-Eigel	SB 1382-Washington
SB 1373-Thompson Rehder	SB 1383-Carter
SB 1374-Gannon	SB 1384-Thompson Rehder
SB 1375-Eslinger	SB 1385-Schroer
SB 1376-Moon	SB 1386-McCreery
SB 1377-Cierpiot	SJR 84-Mosley
SB 1378-Arthur	SJR 85-Cierpiot
SB 1379-Arthur	SJR 86-Carter
SB 1380-Washington	SJR 87-Koenig
SB 1381-Washington	

HOUSE BILLS ON SECOND READING

HCS for HB 1989

SENATE BILLS FOR PERFECTION

SB 748-Hough	SBs 754, 746, 788, 765, 841, 887 &
SB 727-Koenig, with SCS	861-Luetkemeyer, with SCS
SJR 74, 48, 59, 61 & 83-Coleman, with SCS	SB 739-Cierpiot
SB 745-Bernskoetter	SB 799-Fitzwater, with SCS
SB 802-Trent	SBs 1168 & 810-Coleman, with SCS

INFORMAL CALENDAR

RESOLUTIONS

SR 557-Eigel	SR 561-Moon
SR 558-Eigel	SR 562-Moon

SR 563-Moon
SR 631-May

SR 647-Coleman

To be Referred

SCR 27-Arthur

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Journal of the Senate

SECOND REGULAR SESSION

EIGHTEENTH DAY - WEDNESDAY, FEBRUARY 7, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“I lift up my eyes to the mountains—where does my help come from? My help comes from the Lord, the Maker of heaven and earth.”
(Psalm 121:1-2 NIV)

Almighty God, creator of heaven and earth, we ask for Your help and guidance. Help us to work together and to look to You for wisdom in the process of deliberations. Help us make decisions that promote justice, compassion, and the common good of all Missourians. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from The Kansas City Beacon and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senators May and Rowden offered Senate Resolution No. 671, regarding Marvin Sapp, which was adopted.

Senators May and Rowden offered Senate Resolution No. 672, regarding Hezekiah Walker, which was adopted.

Senators Mosley and May offered Senate Resolution No. 673, regarding Reverend Dr. Freddy James Clark, which was adopted.

Senator Fitzwater offered Senate Resolution No. 674, regarding Scott Bryon Letendre, Troy, which was adopted.

Senators Thompson Rehder and Bean offered Senate Resolution No. 675, regarding Floyd Ferrell, Sikeston, which was adopted.

Senator Trent offered Senate Resolution No. 676, regarding Susan Hardy, Nixa, which was adopted.

Senator Trent offered Senate Resolution No. 677, regarding Erik Netzer, Greenfield, which was adopted.

Senators Rowden, Rizzo, and O’Laughlin offered Senate Resolution No. 678, regarding the National Conference of State Legislatures (NCSL), which was adopted.

CONCURRENT RESOLUTIONS

Senator Coleman offered the following Concurrent Resolution:

SENATE CONCURRENT RESOLUTION NO. 31

Whereas, pursuant to Article I, Section 10 of the United States Constitution, the states retain the sovereign power to defend themselves when "actually invaded, or in such imminent danger as will not admit delay"; and

Whereas, the Governor of this state is the commander in chief of the militia; and

Whereas, as commander in chief of the militia, the Governor is permitted to call out the militia to execute laws, suppress insurrection, and repel invasion; and

Whereas, the United States Congressional Budget Office has estimated that during the 2023 fiscal year, nearly one million people illegally entered the United States, nearly equaling the total amount for the previous two fiscal years combined; and

Whereas, this increase in illegal entry into the United States has coincided with the rampant increase in crime and drug trafficking in this state; and

Whereas, action is necessary by the Governor to protect the interests of the state and the health and safety of all Missourians from the dangers implicit in the illegal entry of aliens into this country and state:

Now, Therefore, Be It Resolved by the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the Governor of Missouri, Michael L. Parson, to use all powers available to him to repel the invasion of all immigrants illegally present in this state to the nearest port of entry in the United States; and

Be It Further Resolved that the Secretary of Missouri Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor of Missouri.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1387—By Moon.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to child protections required for certain children's homes.

SB 1388—By Razer.

An Act to repeal section 144.054, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain nuclear facilities.

SB 1389—By Crawford.

An Act to repeal section 483.083, RSMo, and to enact in lieu thereof one new section relating to the compensation of circuit clerks.

SB 1390—By Schroer.

An Act to repeal sections 287.610, 287.615, and 287.812, RSMo, and to enact in lieu thereof three new sections relating to workers' compensation.

SB 1391—By Luetkemeyer.

An Act to repeal sections 135.713, 135.714, 135.715, and 166.700, RSMo, and to enact in lieu thereof four new sections relating to educational scholarships.

SB 1392—By Trent.

An Act to repeal sections 135.713, 135.714, 135.715, 160.400, and 166.700, RSMo, and to enact in lieu thereof five new sections relating to educational opportunities for elementary and secondary school students.

Senator O’Laughlin moved that the Senate recess to repair to the House of Representatives to receive the State of the Judiciary Address from the Chief Justice of the Supreme Court, the Honorable Mary R. Russell, which motion prevailed.

JOINT SESSION

The Joint Session was called to order by President Kehoe.

On roll call the following Senators were present:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Thompson Rehder
Trent	Williams—30					

Absent—Senators

Brown (16th Dist.)	Rowden	Schroer	Washington—4
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Absent with leave—Senators—None

Vacancies—None

On roll call the following Representatives were present:

PRESENT: 153

Adams	Allen	Amato	Anderson	Appelbaum	Atchison	Aune
Banderman	Bangert	Baringer	Barnes	Billington	Black	Boggs
Bonacker	Bosley	Bromley	Brown (16)	Brown (149)	Brown (87)	Brown (27)
Buchheit-Courtway	Burger	Burnett	Burton	Busick	Butz	Byrnes
Casteel	Chappell	Christ	Christensen	Christofanelli	Coleman	Cook
Copeland	Crossley	Cupps	Davidson	Davis	Deaton	Diehl
Dinkins	Doll	Ealy	Evans	Falkner	Farnan	Fogle
Fountain Henderson	Gallick	Gragg	Gray	Gregory	Griffith	Haden
Haffner	Haley	Hardwick	Hausman	Hein	Henderson	Hicks
Hinman	Houx	Hovis	Hudson	Hurlbert	Ingle	Johnson (12)
Johnson (23)	Jones	Justus	Kalberloh	Keathley	Kelley (127)	Kelly (141)
Knight	Lavender	Lewis (25)	Lewis (6)	Lonsdale	Lovasco	Mackey
Mann	Marquart	Matthiesen	Mayhew	McGaugh	McGill	McMullen
Merideth	Morse	Mosley	Murphy	Myers	Nickson-Clark	Nurrenbern
O'Donnell	Oehlerking	Owen	Parker	Patterson	Perkins	Peters
Phifer	Plank	Pollitt	Pouche	Proudie	Quade	Reedy
Reuter	Richey	Riggs	Riley	Roberts	Sander	Sassmann
Sauls	Schwadron	Seitz	Sharpe (4)	Shields	Smith (155)	Smith (46)
Sparks	Stacy	Steinhoff	Stephens	Stinnett	Strickler	Taylor (48)
Taylor (84)	Terry	Thomas	Thompson	Titus	Toalson Reisch	Unsicker
Van Schoiack	Veit	Voss	Waller	Walsh Moore	Weber	West
Wilson	Windham	Woods	Wright	Young	Mr. Speaker	

ABSENT: 9

Baker	Bland Manlove	Clemens	Collins	Francis	Schnelting	Schulte
Sharp (37)	Smith (163)					

VACANCIES: 1

The Joint Committee appointed to wait upon the Chief Justice of the Supreme Court, Mary R. Russell, escorted the Chief Justice to the dais where she delivered the State of the Judiciary Address to the Joint Assembly:

2024 STATE OF THE JUDICIARY**Missouri Chief Justice Mary R. Russell*****Introduction – expressing gratitude***

Lieutenant Governor Kehoe, Speaker Plocher, President Pro Tem Rowden, Auditor Fitzpatrick, members of the General Assembly, my colleagues in the judiciary, and guests: I am grateful to be here this morning to present to you this 50th state of the judiciary.

I last spoke to this body a decade ago, but I'm no stranger to the legislature. I worked for my local legislators in both chambers during college and law school, and over the years, I have made many legislative friends. Having those friendships – past, present and future – fills me with gratitude.

My late husband represented northwest Missouri here in the House – he sat right there! Although Jim is only with us in spirit now, other members of my family are here this morning – please welcome them as they stand!

We have three of our adorable grandchildren here – Avery, age 11; Evan, age 7; and Isabelle, who just turned 4. Claire, who is almost 2, is missing today – she couldn't get paroled from daycare. The grandkids even brought their parents, Heather and Allen, and Laura and Tom.

I am thrilled to have you all here today, and I love you and appreciate all your support for my public service habit!

My family consciously practices gratitude. We try to teach our youngest to have an "attitude of gratitude." At Sunday dinners at my house, we go around the table and we say what we are grateful for. Rules are simple: don't repeat anything, and don't eat until everyone has spoken.

Whether at home or at work, we all have many reasons to express gratitude.

Gratitude for those in the judiciary

To start, I have deep gratitude for my second family, within the judiciary. For more than two decades, I have worked with many fabulous judges – including my “housemates” across the street.

It’s worth noting again what the governor mentioned two weeks ago: For the first time in the history of our great state, we have a majority of female judges on our Court! Missouri’s high court is now one of only 15 in the nation with a female majority.

This is something I simply never imagined happening. I truly hope this historic achievement inspires Missouri’s children – no matter their background – to believe that they, too, can become a state Supreme Court judge if they want.

Our newest colleagues, elevated last fall from the court of appeals, are Judge Kelly Broniec, of Montgomery City, and Judge Ginger Gooch, of Springfield – who, by the way, is the first Supreme Court judge from southwest Missouri in more than two decades!

We are *all* grateful for Governor Parson’s appointments under the Missouri Plan and for his recognition that, sometimes, the best man for the job is actually a woman!

Although I currently serve as the “face” of the judiciary, the hard work is performed in *your* local courthouses, by nearly 3,600 clerks, bailiffs, court reporters, jury supervisors, juvenile office staff and others, plus more than 400 judges and commissioners. All of us should have immense gratitude for these frontline heroes and their daily work behind the scenes for your constituents.

Thanks to *them*, we are problem solvers as we decide hundreds of thousands of legal disputes each year. Because of *their* hard work, I am proud to say the state of Missouri’s judiciary is strong.

During my two-year term as chief justice, I am personally visiting all 46 judicial circuits to witness the important work our trial courts do; I have been to 14 so far! My goal on this “gratitude tour” is to meet local court staff, shake their hands and express how much we appreciate them. I also listen carefully to their ideas about how we could help them better serve their local communities.

I have been inviting you to tour your local courthouses with me. I am grateful so many of you have joined me to meet your local frontline heroes and learn more about their work. I look forward to seeing more of you on one of my next 32 visits.

Gratitude for legislative support

I also enjoy opportunities like this, when we come together from separate branches of government and work as constitutional partners to improve the administration of justice for all Missourians.

Judicial privacy act

Judges and prosecutors across Missouri – and their families – are grateful for your action last session to pass the judicial privacy act and protect us from violence and threats of violence as we do our jobs.

Expungement assistance

You are aware of the challenges presented by the passage of Amendment 3. Your constituents, working in circuit clerk offices statewide, are grateful for the financial assistance you have provided to help them do the highly detailed expungement work the constitution now requires.

We are making significant strides. As of this week, our courts have reviewed more than 245,000 cases, of which they have expunged nearly 109,000. Plus, they’ve done all this while still processing all your constituents’ other cases. A number of circuit clerks who were meeting in Jefferson City today are with us now. Please join me in giving all these dedicated court staff – and all those working in your local courthouses – an incredibly well-deserved round of applause!

Court technology

We also want to express our gratitude for your ongoing support of our statewide court automation system. We believe Missouri was the first state to have such a system. It now includes all of our municipal courts too – a major milestone that we’ve just completed!

Technology allows us to continue delivering the customer service your constituents expect and deserve. Our most popular service, Case.net, provides web-based access to more than 27 million public case records ... and counting. And now, people can see public case documents filed on or after July 1 remotely, from the convenience of a smart phone or home computer. Since remote public access started, the average number of hits on Case.net has reached nearly 5.2 million per day, with an average of nearly 7,000 people a month signing up to track cases through Case.net.

Gratitude for legislative support

We are also grateful for your consideration this session of bills to increase juror compensation – a need I have heard expressed consistently in my local courthouse visits.

The right to a jury of your peers has always been a part of our nation’s fundamental values. But many of our courts struggle to have enough jurors. To comply with jury service, our citizens must take time off work and make other arrangements to care for their families. In turn, they

may receive only the statutory minimum of just \$6 per day and 7 cents per mile for traveling from their homes to the courthouse and back. These amounts have not been updated since at least 1989. Judges are embarrassed to tell jurors these rates, and one clerk described the amounts as an insult to those who show up for jury service.

We are grateful for your consideration of how best to compensate your local citizens for performing this important constitutional duty.

Treatment court programs

We are also grateful for your ongoing support of treatment courts. After three decades, we have thousands of successful treatment court graduates who are testaments to how well these programs work. If you haven't already, please attend a local treatment court graduation. But bring a tissue, as every ceremony abounds with inspiring stories of lives restored and families healed. Here is one example:

Loretta Huff came from a broken home. Just as Johnny Lee once sang, she went lookin' for love in all the wrong places. She ended up incarcerated five times for a variety of convictions. She was in a dark place, believing there was no room in society for someone with her criminal history. But then she was accepted into Boone County's treatment court. She credits this with saving her life. Upon graduation, she began helping others. She now works as a counselor and helps lead a support group for treatment court alumni in Callaway County. She has gratitude for her treatment court experience and is proud of her new pattern of making good choices. Loretta is here – let's give her our gratitude for her success and for paying it forward!

We are grateful you are considering adding mental health courts to the list of approved treatment courts, expanding our ability to serve even more people.

Impact of mental health issues on our courts

Speaking of mental health, these issues – either alone or in tandem with substance abuse – increasingly impact our courts on a daily basis in all types of cases. These problems compound in our communities, taking a toll on our law enforcement officers, our jails, our hospitals and our nursing homes as everyone struggles for solutions.

Our jails have become the largest mental health facilities in our counties. But that is not how jails are designed, nor how their staff are trained. Jails should be used in the short term to detain people accused of crimes or found guilty of minor crimes. Concrete cell blocks are not conducive for treating mental health or addiction issues.

Individuals with mental health issues pose a danger to themselves and others in jail. One judge in outstate Missouri recently told me, despite the court ordering a much-needed mental health competency evaluation, the inmate had to wait eight months – creating difficult, if not impossible, conditions for deputies trying to keep control in the jail.

Unfortunately, I hear similar stories all over our state. The longer inmates with mental health problems remain detained – without treatment or without being *tried* for a crime, let alone *convicted* – the worse they get.

So, what do we do about it? We work together. Growing up on a farm, I learned that silos are great for holding grain. But government *cannot* operate in silos. We *cannot* afford to say “not our problem” and kick the proverbial can down the road. Because these are not cans – they are our loved ones, our neighbors, all the people who make up our local communities.

Instead, we must work together – across all branches of government, at the state and local levels, and with the nonprofit and private sectors. Only by sharing our best ideas and pooling our limited resources can we make a positive difference.

All areas of the state are in dire need of mental health services for defendants. Together, we *can* build networks to help keep those in need of mental health services out of our courts and jails so they can live safely and successfully in *all* our local communities. Simply put: *justice cannot be by geography*.

Pretrial services programs

We owe our gratitude to court and community leaders paving the way with new programs to help defendants with mental health issues. To address mental health and other needs at the earliest opportunity, pretrial services programs are proving efficient and effective. Like treatment courts, these programs are community-driven, with judges, prosecutors, public defenders, law enforcement officers and mental health professionals all collaborating to get offenders the help they need.

Consider Montgomery County – one of only five pilot sites in the nation, selected to improve pretrial diversion for defendants with mental health needs. I had a chance to visit with its pretrial services staff a few months ago. Although in its early stages, the program shows great promise. It has also been received well by victims, who are pleased to learn there are local options for those who *don't* need incarceration, but *do* need help with mental health issues.

Other defendants who qualify for pretrial release need different types of structure and support. Resources for these defendants can also include basic assistance such as locating a place to live, getting a GED, finding a job, applying for a driver's license and even transportation.

This support helped one Montgomery County man turn his life around since last summer. At the time of his arrest, with a barely livable home, he had no regular mental health assistance, abused alcohol and was surrounded by criminal activity. Then he was released into the prosecutor's mental health diversion program. Now, six months later, he is sober, receives regular mental health treatment, has severed his relationships with criminal associates, and lives in a structurally safe home. He credits pretrial services with kick-starting him onto a pathway to success.

We know the success of these programs can be far-reaching. Consider Sheila Santillan, one of Jasper County's earliest pretrial services program successes. She spent her teens bouncing around foster homes. As a young adult, she became entangled with drugs, got clean, but then had trouble finding stable housing. She took care of her father as he battled cancer, but after he died, she slipped again and was arrested for felony drug possession. Thanks to the pretrial services she received, Sheila was able to keep her job at a local restaurant, checking in with her pretrial release officer twice a week. Ultimately, she pleaded guilty, received a suspended execution of sentence and performed community service.

In the six years since, she has not returned to our criminal justice system and is happy to have moved on with her life. Sheila, I know you are watching online; please hear our applause showing how proud we are of your accomplishments!

It is our courts – through your local judges and court staff – who are keeping people like Sheila out of needless incarceration, instead making sure they receive life-changing treatment. We owe our heartfelt gratitude to these court heroes for protecting our communities and helping defendants like Sheila and so many others live up to their potential.

Members of our Jasper and Montgomery county pretrial services teams are here today; please join me in showing them our gratitude for the investment they are making in the lives of our fellow Missourians!

But unfortunately, not every county has a pretrial services team. Regardless of geography, defendants everywhere deserve the same opportunities. We are grateful for your consideration of our request to establish a statewide pretrial services program.

Juvenile detention

There is one final area in which we really need your partnership. Unfortunately, many juveniles suffer from mental health issues, too. During my visits to your districts, I have heard a lot about the need for increased mental health and security services in our juvenile detention facilities.

These facilities are housing more, and older, youth. There is a lack of available beds for juvenile offenders who need to be detained, especially outstate. Older, more streetwise youth are now being housed with younger juveniles, who I fear may *not* be learning good things from their older peers.

In addition, more youth are being certified to stand trial as adults. This is due to the seriousness of their alleged offenses. And more of these youth are remaining in secure juvenile facilities until their cases in adult courts are final. Having more high-risk, high-need youth staying longer in detention impacts the overall safety, security and rehabilitative focus of our entire juvenile justice system.

I admire the dedication and fortitude of all your local juvenile office staff, detention personnel and judges who serve these youth and families under increasingly difficult circumstances.

We are grateful for your consideration of our budget request to help us better serve youth in detention.

Conclusion

In conclusion, we have many challenging issues facing us, but I am grateful for the opportunity to work with you in tackling them. I am confident, working together as constitutional partners, we can succeed.

Every session brings a unique blend of stress, challenges and opportunities. I know how hard it is to leave your loved ones behind, week in and week out, to come here, plowing through thousands of bills, as you set out to do the people's business.

And I know you, like me, are grateful for our families who support us in our public service. The public may identify us by "fancy titles," like representative or senator or judge. But the titles that our loved ones give us are far more dear. My heart just melts when my grandkids call me "Mimi."

Ultimately, you and I all owe a debt of gratitude to the people of our great state of Missouri for entrusting us to be their public servants. I imagine our younger selves never dreamed of such incredible opportunities or such tremendous responsibilities.

I am grateful for our time together this morning. Please take care of yourselves this session. It is stressful, and easy to dwell on conflicts and negativity. So I encourage you – just as I encourage my family at Sunday dinners – to focus on gratitude.

God bless you, and God bless this great state of Missouri, the home of our Kansas City Chiefs!!!

On motion of Senator O’Laughlin, the Joint Session was dissolved and the Senators returned to the Chamber where they were called to order by Senator Thompson Rehder.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the Speaker has appointed the following members to act with a like committee from the Senate pursuant to **HCR 37**. Representatives: Christofanelli, Gray, Burnett, Anderson, Haffner, Atchison, Morse, Roberts, Riley, Nurrenbern, and Lavender.

On motion of Senator O’Laughlin, the Senate recessed until 1:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SENATE BILLS FOR PERFECTION

At the request of Senator Hough, **SB 748** was placed on the Informal Calendar.

At the request of Senator Koenig, **SB 727**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Coleman, **SJR**s **74, 48, 59, 61, and 83**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Bernskoetter, **SB 745** was placed on the Informal Calendar.

At the request of Senator Trent, **SB 802** was placed on the Informal Calendar.

At the request of Senator Luetkemeyer, **SB**s **754, 746, 788, 765, 841, 887, and 861**, with **SCS**, was placed on the Informal Calendar.

SB 739 was placed on the Informal Calendar.

At the request of Senator Fitzwater, **SB 799**, with **SCS**, was placed on the Informal Calendar.

Senator Coleman moved that **SB 1168** and **SB 810**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB**s **1168** and **810**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 1168 and 810

An Act to repeal sections 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof six new sections relating to health care, with an emergency clause.

Was taken up.

Senator Coleman moved that **SCS** for **SB**s **1168** and **810** be adopted.

Senator Coleman offered SS for SCS for **SBs 1168 and 810**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 1168 and 810

An Act to repeal sections 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof six new sections relating to health care, with an emergency clause.

Senator Coleman moved that SS for SCS for **SBs 1168 and 810** be adopted.

Senator Fitzwater assumed the Chair.

Senator McCreery offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 1168 and 810, Page 1, Section A, Line 4, by inserting after all of said line the following:

“188.017. 1. This section shall be known and may be cited as the “Right to Life of the Unborn Child Act”.

2. Notwithstanding any other provision of law to the contrary, no abortion shall be performed or induced upon a woman, except in cases of medical emergency **or in cases where the pregnancy was the result of a woman being a victim of rape**. Any person who knowingly performs or induces an abortion of an unborn child in violation of this subsection shall be guilty of a class B felony, as well as subject to suspension or revocation of his or her professional license by his or her professional licensing board. A woman upon whom an abortion is performed or induced in violation of this subsection shall not be prosecuted for a conspiracy to violate the provisions of this subsection.

3. It shall be an affirmative defense for any person alleged to have violated the provisions of subsection 2 of this section that the person performed or induced an abortion because of a medical emergency. The defendant shall have the burden of persuasion that the defense is more probably true than not.

4. The enactment of this section shall only become effective upon notification to the revisor of statutes by an opinion by the attorney general of Missouri, a proclamation by the governor of Missouri, or the adoption of a concurrent resolution by the Missouri general assembly that:

(1) The United States Supreme Court has overruled, in whole or in part, *Roe v. Wade*, 410 U.S. 113 (1973), restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in this section, and that as a result, it is reasonably probable that this section would be upheld by the court as constitutional;

(2) An amendment to the Constitution of the United States has been adopted that has the effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in this section; or

(3) The United States Congress has enacted a law that has the effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in this section.”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted.

Senator McCreery offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 1168 and 810, Page 1, Section 188.017, Line 9, by inserting after the word “rape” the following: **“or incest”**.

Senator McCreery moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Arthur, Beck, Razer, and Rizzo.

Senator Rowden assumed the Chair.

SA 1 to **SA 1** failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Roberts	Washington	Williams—10				

NAYS—Senators

Bean	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter	Cierpiot
Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins
Koenig	Luetkemeyer	Moon	O’Laughlin	Rowden	Schroer	Thompson Rehder
Trent—22						

Absent—Senators

Bernskoetter	Hough—2
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Absent with leave—Senators—None

Vacancies—None

Senator McCreery moved that **SA 1** be adopted and requested a roll call vote be taken. She was joined in her request by Senators Arthur, May, Rizzo, and Williams.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Roberts	Washington	Williams—10				

NAYS—Senators

Bean	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins	Koenig
Luetkemeyer	Moon	O’Laughlin	Rowden	Schroer	Thompson Rehder	Trent—21

Absent—Senators

Bernskoetter	Cierpiot	Hough—3
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Absent with leave—Senators—None

Vacancies—None

Senator Bean assumed the Chair.

Senator Beck offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 1168 and 810, Page 1, Section A, Line 4, by inserting after all of said line the following:

“188.017. 1. This section shall be known and may be cited as the “Right to Life of the Unborn Child Act”.

2. Notwithstanding any other provision of law to the contrary, no abortion shall be performed or induced upon a woman, except in cases of medical emergency **or in cases where the woman is twelve years old or younger**. Any person who knowingly performs or induces an abortion of an unborn child in violation of this subsection shall be guilty of a class B felony, as well as subject to suspension or revocation of his or her professional license by his or her professional licensing board. A woman upon whom an abortion is performed or induced in violation of this subsection shall not be prosecuted for a conspiracy to violate the provisions of this subsection.

3. It shall be an affirmative defense for any person alleged to have violated the provisions of subsection 2 of this section that the person performed or induced an abortion because of a medical emergency. The defendant shall have the burden of persuasion that the defense is more probably true than not.

4. The enactment of this section shall only become effective upon notification to the revisor of statutes by an opinion by the attorney general of Missouri, a proclamation by the governor of Missouri, or the adoption of a concurrent resolution by the Missouri general assembly that:

(1) The United States Supreme Court has overruled, in whole or in part, *Roe v. Wade*, 410 U.S. 113 (1973), restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in this section, and that as a result, it is reasonably probable that this section would be upheld by the court as constitutional;

(2) An amendment to the Constitution of the United States has been adopted that has the effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in this section; or

(3) The United States Congress has enacted a law that has the effect of restoring or granting to the state of Missouri the authority to regulate abortion to the extent set forth in this section.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators May, Razer, Rizzo, and Washington.

Senator Bean assumed the Chair.

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

Senator Brattin offered **SA 1** to **SA 2**:

SENATE AMENDMENT NO. 1 TO

SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 1168 and 810, Page 2, Section 2, Line 42, by inserting after “and” the following:

“Further amend said bill, page 2, section 188.220, line 18, by inserting after all of said line the following:

“191.1720. 1. This section shall be known and may be cited as the “Missouri Save Adolescents from Experimentation (SAFE) Act”.

2. For purposes of this section, the following terms mean:

(1) “Biological sex”, the biological indication of male or female in the context of reproductive potential or capacity, such as sex chromosomes, naturally occurring sex hormones, gonads, and nonambiguous internal and external genitalia present at birth, without regard to an individual's psychological, chosen, or subjective experience of gender;

(2) “Cross-sex hormones”, testosterone, estrogen, or other androgens given to an individual in amounts that are greater or more potent than would normally occur naturally in a healthy individual of the same age and sex;

(3) “Gender”, the psychological, behavioral, social, and cultural aspects of being male or female;

(4) “Gender transition”, the process in which an individual transitions from identifying with and living as a gender that corresponds to his or her biological sex to identifying with and living as a gender different from his or her biological sex, and may involve social, legal, or physical changes;

(5) “Gender transition surgery”, a surgical procedure performed for the purpose of assisting an individual with a gender transition, including, but not limited to:

(a) Surgical procedures that sterilize, including, but not limited to, castration, vasectomy, hysterectomy, oophorectomy, orchiectomy, or penectomy;

(b) Surgical procedures that artificially construct tissue with the appearance of genitalia that differs from the individual's biological sex, including, but not limited to, metoidioplasty, phalloplasty, or vaginoplasty; or

(c) Augmentation mammoplasty or subcutaneous mastectomy;

(6) “Health care provider”, an individual who is licensed, certified, or otherwise authorized by the laws of this state to administer health care in the ordinary course of the practice of his or her profession;

(7) “Puberty-blocking drugs”, gonadotropin-releasing hormone analogues or other synthetic drugs used to stop luteinizing hormone secretion and follicle stimulating hormone secretion, synthetic antiandrogen drugs to block the androgen receptor, or any other drug used to delay or suppress pubertal development in children for the purpose of assisting an individual with a gender transition.

3. A health care provider shall not knowingly perform a gender transition surgery on any individual under eighteen years of age.

4. (1) A health care provider shall not knowingly prescribe or administer cross-sex hormones or puberty-blocking drugs for the purpose of a gender transition for any individual under eighteen years of age.

(2) The provisions of this subsection shall not apply to the prescription or administration of cross-sex hormones or puberty-blocking drugs for any individual under eighteen years of age who was prescribed or administered such hormones or drugs prior to August 28, 2023, for the purpose of assisting the individual with a gender transition.

[(3) The provisions of this subsection shall expire on August 28, 2027.]

5. The performance of a gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age in violation of this section shall be considered unprofessional conduct and any health care provider doing so shall have his or her license to practice revoked by the appropriate licensing entity or disciplinary review board with competent jurisdiction in this state.

6. (1) The prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age for the purpose of a gender transition shall be considered grounds for a cause of action against the health care provider. The provisions of chapter 538 shall not apply to any action brought under this subsection.

(2) An action brought pursuant to this subsection shall be brought within fifteen years of the individual injured attaining the age of twenty-one or of the date the treatment of the injury at issue in the action by the defendant has ceased, whichever is later.

(3) An individual bringing an action under this subsection shall be entitled to a rebuttable presumption that the individual was harmed if the individual is infertile following the prescription or administration of cross-sex hormones or puberty-blocking drugs and that the harm was a direct result of the hormones or drugs prescribed or administered by the health care provider. Such presumption may be rebutted only by clear and convincing evidence.

(4) In any action brought pursuant to this subsection, a plaintiff may recover economic and noneconomic damages and punitive damages, without limitation to the amount and no less than five hundred thousand dollars in the aggregate. The judgment against a defendant in an action brought pursuant to this subsection shall be in an amount of three times the amount of any economic and noneconomic damages or punitive damages assessed. Any award of damages in an action brought pursuant to this subsection to a prevailing plaintiff shall include attorney's fees and court costs.

(5) An action brought pursuant to this subsection may be brought in any circuit court of this state.

(6) No health care provider shall require a waiver of the right to bring an action pursuant to this subsection as a condition of services. The right to bring an action by or through an individual under the age of eighteen shall not be waived by a parent or legal guardian.

(7) A plaintiff to an action brought under this subsection may enter into a voluntary agreement of settlement or compromise of the action, but no agreement shall be valid until approved by the court. No agreement allowed by the court shall include a provision regarding the nondisclosure or confidentiality of the terms of such agreement unless such provision was specifically requested and agreed to by the plaintiff.

(8) If requested by the plaintiff, any pleadings, attachments, or exhibits filed with the court in any action brought pursuant to this subsection, as well as any judgments issued by the court in such actions, shall not include the personal identifying information of the plaintiff. Such information shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

7. The provisions of this section shall not apply to any speech protected by the First Amendment of the United States Constitution.

8. The provisions of this section shall not apply to the following:

(1) Services to individuals born with a medically-verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46,XX chromosomes with virilization, 46,XY chromosomes with undervirilization, or having both ovarian and testicular tissue;

(2) Services provided when a physician has otherwise diagnosed an individual with a disorder of sex development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

(3) The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs regardless of whether the surgery was performed or the hormones or drugs were prescribed or administered in accordance with state and federal law; or

(4) Any procedure undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the individual in imminent danger of death or impairment of a major bodily function unless surgery is performed.”; and”.

Senator Brattin moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Carter, Crawford, Eigel, and Moon.

Senator Thompson Rehder assumed the Chair.

Senator Beck raised the point of order that **SA 1 to SA 2** is not germane to the underlying bill.

The point of order was referred to the President Pro Tem, who took it under advisement, which placed **SBs 1168 and 810**, with **SCS, SS for SCS, SA 2, SA 1 to SA 2**, and the point of order (pending), on the Informal Calendar.

INTRODUCTION OF GUESTS

Senator Arthur introduced to the Senate, President of the Missouri State Medical Association, Dr. Lancer Gates; medical students, Mikayla Lebo; and Harita Abraham.

Senator Bernskoetter introduced to the Senate, Brad and Jennifer McCord.

The President and Senator Hough introduced to the Senate, MSU's Citizen Scholars Award recipients, Tyler Crane, Buffalo; Heather Day, Texas; Susan Hardy, Nixa; Triona Leach, Oakville; Sara McCord, California; and Erik Netzer, Greenfield.

Senator Brown (26) introduced to the Senate, Presiding Commissioner of Warren County, Joe Gildehaus; and Presiding Commissioner of Franklin County, Tim Brinker.

Senator Thompson Rehder introduced to the Senate, Alex and Angela Bryant, Springfield.

On motion of Senator Bean, the Senate adjourned under the rules.

SENATE CALENDAR

NINETEENTH DAY-THURSDAY, FEBRUARY 8, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1372-Eigel	SB 1385-Schroer
SB 1373-Thompson Rehder	SB 1386-McCreery
SB 1374-Gannon	SB 1387-Moon
SB 1375-Eslinger	SB 1388-Razer
SB 1376-Moon	SB 1389-Crawford
SB 1377-Cierpiot	SB 1390-Schroer
SB 1378-Arthur	SB 1391-Luetkemeyer
SB 1379-Arthur	SB 1392-Trent
SB 1380-Washington	SJR 84-Mosley
SB 1381-Washington	SJR 85-Cierpiot
SB 1382-Washington	SJR 86-Carter
SB 1383-Carter	SJR 87-Koenig
SB 1384-Thompson Rehder	

HOUSE BILLS ON SECOND READING

HCS for HB 1989

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 745-Bernskoetter
SB 748-Hough
SBs 754, 746, 788, 765, 841, 887
& 861-Luetkemeyer, with SCS

SB 799-Fitzwater, with SCSSB 802-Trent
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order (pending)
SJR 74, 48, 59, 61 & 83-Coleman, with SCS

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

To be Referred

SCR 27-Arthur

SCR 31-Coleman

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Journal of the Senate

SECOND REGULAR SESSION

NINETEENTH DAY - THURSDAY, FEBRUARY 8, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“And the peace of God, which surpasses all understanding, will guard your hearts and your minds in Christ Jesus.” (Philippians 4:7 NIV)

Almighty God, as we finish this week’s work and prepare to go home for the weekend, we ask for Your peace to guard the hearts and minds of each senator and staff member. Guard our hearts and minds against discord and division, and grant us a peaceful weekend with our families. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU-8 and Gray TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery	Moon
Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Eslinger May—2

Vacancies—None

The Lieutenant Governor was present.

CONCURRENT RESOLUTIONS

Senator Rowden offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 32

Whereas, the Office of Broadband Development was established in 2018 as a partnership between the Department of Economic Development and the Department of Agriculture to build and strengthen partnerships between public and private stakeholders and align efforts statewide to improve broadband access; and

Whereas, the Office of Broadband Development is focused on addressing broadband availability and noninfrastructure barriers to full participation in the digital economy in Missouri by working with providers, communities, and stakeholders to expand and accelerate broadband deployment across the state; and

Whereas, in 2021, as part of the bipartisan Infrastructure Investment and Jobs Act's historic investment in broadband infrastructure and digital equity, Congress appropriated more than fourteen billion dollars for the Affordable Connectivity Program; and

Whereas, Congress assigned the Federal Communications Commission to administer the Affordable Connectivity Program (ACP), the successor program to the Emergency Broadband Benefit, which helped almost nine million households afford internet access during the pandemic; and

Whereas, under the ACP, eligible households can receive a discount of up to thirty dollars per month toward internet services and up to seventy-five dollars per month for households on qualifying tribal lands; and

Whereas, eligible households may also receive a one-time discount of up to one hundred dollars to purchase a laptop, desktop computer, or tablet from participating providers; and

Whereas, currently there are more than four hundred thousand eligible households within the state of Missouri that may qualify for the ACP; and

Whereas, based on current take rates, the more than fourteen billion dollars in funding appropriated for the ACP could be exhausted in the spring of 2024; and

Whereas, the ACP has been a critical tool in helping bridge the "digital divide" that exists between those who have access to modern information and communications technology and those who do not:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge each member of the Missouri congressional delegation to support continued funding of the ACP so that low-income Missourians can continue to receive the support they need to participate in the digital marketplace; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for Speaker of the House of Representatives Mike Johnson, Senate Majority Leader Chuck Schumer, and the members of the Missouri congressional delegation.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1393—By O’Laughlin.

An Act to repeal section 167.850, RSMo, and to enact in lieu thereof one new section relating to recovery high schools.

SB 1394—By O’Laughlin.

An Act to repeal section 168.021, RSMo, and to enact in lieu thereof one new section relating to teacher certification.

Senator Rowden assumed the Chair.

SB 1395—By Brown (16).

An Act to repeal sections 49.266, 253.195, 320.106, 320.111, 320.116, 320.121, 320.126, 320.131, 320.141, 320.146, 320.151, 320.371, and 568.070, RSMo, and to enact in lieu thereof thirteen new sections relating to fireworks protections, with penalty provisions.

SB 1396—By Fitzwater.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to covenants not to compete for physicians.

SB 1397—By Brattin.

An Act to amend chapter 34, RSMo, by adding thereto one new section relating to firearms discrimination.

SB 1398—By Brown (26).

An Act to repeal sections 190.142, 210.1505, 211.326, 337.618, 491.075, 492.304, 566.151, 567.030, and 590.050, RSMo, and section 56.265 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, and section 56.265 as enacted by senate bill no. 275, ninetieth general assembly, first regular session, and to enact in lieu thereof thirteen new sections relating to the protection of children and vulnerable persons, with penalty provisions.

SB 1399—By Brown (26).

An Act to repeal sections 137.275 and 138.430, RSMo, and to enact in lieu thereof two new sections relating to property tax assessments.

SB 1400—By Brown (26).

An Act to repeal section 565.240, RSMo, and to enact in lieu thereof one new section relating to the offense of unlawful posting of certain information over the internet, with penalty provisions.

SB 1401—By Black.

An Act to repeal sections 104.436 and 104.1066, RSMo, and to enact in lieu thereof two new sections relating to the employer contribution rate for certain higher education institutions.

SJR 88—By Washington.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 13 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to statutes of limitations.

Senator Bean assumed the Chair.

SECOND READING OF SENATE BILLS

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

SB 1372—General Laws.

SB 1373—General Laws.

SB 1374—Transportation, Infrastructure and Public Safety.

SB 1375—Select Committee on Empowering Missouri Parents and Children.

SB 1376—Select Committee on Empowering Missouri Parents and Children.

SB 1377—Transportation, Infrastructure and Public Safety.

SB 1378—Select Committee on Empowering Missouri Parents and Children.

SB 1379—Judiciary and Civil and Criminal Jurisprudence.

SB 1380—Economic Development and Tax Policy.

SB 1381—Transportation, Infrastructure and Public Safety.

SB 1382—Governmental Accountability.

SB 1383—Emerging Issues.

SB 1384—Judiciary and Civil and Criminal Jurisprudence.

SB 1385—Health and Welfare.

SB 1386—Economic Development and Tax Policy.

SB 1387—Health and Welfare.

SB 1388—Commerce, Consumer Protection, Energy and the Environment.

SB 1389—Local Government and Elections.

SB 1390—Judiciary and Civil and Criminal Jurisprudence.

SB 1391—Select Committee on Empowering Missouri Parents and Children.

SB 1392—Select Committee on Empowering Missouri Parents and Children.

SJR 84—Local Government and Elections.

SJR 85—Local Government and Elections.

SJR 86—Fiscal Oversight.

SJR 87—Fiscal Oversight.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 27—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Rowden referred **SCR 31** to the Committee on Rules, Joint Rules, Joint Resolutions and Ethics.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

February 8, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Martin;

Please be advised that I am hereby appointing Senator Ben Brown as an additional member to the Select Committee on Empowering Missouri Parents and Children.

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden
Presiden Pro Tem

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Missouri Chapter, Academy of Pediatrics pediatricians.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, February 12, 2024.

SENATE CALENDAR

TWENTIETH DAY-MONDAY, FEBRUARY 12, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1393-O’Laughlin
SB 1394-O’Laughlin
SB 1395-Brown (16)
SB 1396-Fitzwater
SB 1397-Brattin

SB 1398-Brown (26)
SB 1399-Brown (26)
SB 1400-Brown (26)
SB 1401-Black
SJR 88-Washington

HOUSE BILLS ON SECOND READING

HCS for HB 1989

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS

SB 739-Cierpiot

SB 745-Bernskoetter

SB 748-Hough

SBs 754, 746, 788, 765, 841, 887 &

861-Luetkemeyer, with SCS

SB 799-Fitzwater, with SCS

SB 802-Trent

SBs 1168 & 810-Coleman, with SCS, SS for

SCS, SA 2, SA 1 to SA 2 & point of order
(pending)

SJRs 74, 48, 59, 61 & 83-Coleman, with SCS

RESOLUTIONS

SR 557-Eigel

SR 558-Eigel

SR 561-Moon

SR 562-Moon

SR 563-Moon

SR 631-May

SR 647-Coleman

To be Referred

SCR 32-Rowden

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Journal of the Senate

SECOND REGULAR SESSION

TWENTIETH DAY - MONDAY, FEBRUARY 12, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

"Trust in the Lord with all your heart and lean not on your own understanding; in all your ways submit to him, and he will make your paths straight." (Proverbs 3:5-6 NIV)

Heavenly Father, as we start back to work this week, help us to seek You and trust You with all our heart, and to submit every thought, word, and decision to You. As we do this, we ask that you would indeed make our paths straight, and guide us with Your Holy Spirit. We thank you for Your many blessings and ask that You would help us to be a blessing to those we represent and serve. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, February 8, 2024, was read and approved.

Photographers from Nexstar Media Group and The Missouri Independent were given permission to take pictures in the Senate Chamber.

President Kehoe assumed the Chair.

The following Senators were present during the day's proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington—31				

Absent—Senators—None

Absent with leave—Senators

Arthur	May	Williams—3
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Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

On behalf of the entire membership and herself, Senator May offered Senate Resolution No. 679, regarding the death of former U.S. Senator Jean Anne Carnahan, St. Louis, which was adopted.

Senators Washington and Arthur offered Senate Resolution No. 680, regarding Nikki Lee Donawa, Kansas City, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 681, regarding Colleen Woodward, Russellville, which was adopted.

Senator Moon offered Senate Resolution No. 682, regarding Ellen Erkenbrack, Ozark, which was adopted.

Senator Brattin offered Senate Resolution No. 683, regarding Zack Zebrowski, which was adopted.

Senator Crawford offered Senate Resolution No. 684, regarding the Association for Career and Technical Education, which was adopted.

Senators Hoskins and Arthur offered Senate Resolution No. 685, regarding the Fiftieth Anniversary of Liberty Hospital, Liberty, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 686, regarding the Sixtieth Wedding Anniversary of Willa and Gary Swanson, St. Joseph, which was adopted.

Senator Hough offered Senate Resolution No. 687, regarding Si Siman, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1402—By Eigel.

An Act to repeal section 173.1153, RSMo, and to enact in lieu thereof one new section relating to in-state tuition fees for students enrolled in the Reserve Officer Training Corps.

SB 1403—By Mosely.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to the cancer patients' bill of rights.

SB 1404—By Roberts.

An Act to repeal sections 87.140, 87.145, 87.155, 87.260, and 87.350, RSMo, and to enact in lieu thereof five new sections relating to the firemens's retirement system of St. Louis.

SB 1405—By Roberts.

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to compensation for advising or assisting in veterans benefits matters, with penalty provisions.

SB 1406—By Eslinger.

An Act to amend chapter 197, RSMo, by adding thereto one new section relating to hospitals with emergency departments.

SB 1407—By McCreery.

An Act to repeal section 376.1219, RSMo, and to enact in lieu thereof one new section relating to insurance coverage of low protein modified food products.

SB 1408—By McCreery.

An Act to repeal section 393.130, RSMo, and to enact in lieu thereof one new section relating to certain customer classes approved by the public service commission.

SB 1409—By Trent.

An Act to amend chapter 128, RSMo, by adding thereto one new section relating to residency qualifications for candidates for representative in congress, with a severability clause, an effective date, and penalty provisions.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Eslinger, Chair of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 742**, begs leave to report that it has considered the same and recommends that the bill do pass.

RE-REFERRALS

President Pro Tem Rowden re-referred **SB 749** and **SB 784** to the Select Committee on Empowering Missouri Parents and Children.

SENATE BILLS FOR PERFECTION

Senator Coleman moved that **SJR**s 74, 48, 59, 61, and 83, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SJR**s 74, 48, 59, 61, and 83, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTIONS NOS. 74, 48, 59, 61, and 83

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting six new sections in lieu thereof relating to constitutional amendments.

Was taken up.

Senator Coleman moved that **SCS** for **SJR**s 74, 48, 59, 61, and 83 be adopted.

Senator Coleman offered **SS** for **SCS** for **SJR**s 74, 48, 59, 61, and 83, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTIONS NOS. 74, 48, 59, 61, and 83

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting six new sections in lieu thereof relating to procedures pertaining to ballot measures submitted to the voters.

Senator Coleman moved that **SS** for **SCS** for **SJR**s **74, 48, 59, 61, and 83** be adopted.

President Kehoe assumed the Chair.

Senator Crawford assumed the Chair.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 19, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend page 4, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”.

Senator Beck moved that the above amendment be adopted.

Senator Beck offered **SSA 1** for **SA 1**:

**SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1**

Amend Senate Substitute for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 19, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said resolution, page 4, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend line 14, by inserting after all of said line the following:

“Section 4. (1) Notwithstanding section 27 of article III of this constitution to the contrary, until five years following the effective date of any law approved by the people through the initiative petition process, the general assembly shall not pass any law amending or repealing the substantive law of such measure unless, by a vote of yeas and nays, at least two-thirds of the members serving in each house be recorded as voting favorably.

(2) The provisions of subsection 1 of this section shall not apply in the case of a law amending or repealing substantive law of a measure approved by the people through the initiative petition process if the general assembly orders a referendum pursuant to section 52(a) of article III of this constitution. Any such law may be approved by the general assembly as is otherwise permitted by this constitution.

(3) In the event that a court of competent jurisdiction issues a final judgment that declares a law approved by the people through the initiative petition process unconstitutional or otherwise invalid, in whole or in part, or that otherwise renders the law inoperable and of no force and effect of law, in whole or in part, the provisions of subsection 1 of this section shall not apply and the general assembly may amend or repeal such measure in a manner that is otherwise consistent with this constitution.

(4) If any initiative petition proposing a constitutional amendment that is approved by the people is found by a court of competent jurisdiction to be unconstitutional or otherwise invalid, in whole or in part, the remaining provisions of the amendment shall also be invalid.

(5) Subsections 1, 2, and 3 of this section shall not apply to any constitutional amendment adopted through the initiative petition process.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above substitute amendment be adopted.

Senator Beck offered **SA 1** to **SSA 1** for **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 for Senate Substitute for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 4, Line 42, by inserting after “process.” the following:

“XII Section 5. Notwithstanding section 2(b) of this article to the contrary, the repeal and reenactment of sections 2(b) and 3(c) and the enactment of sections 2(c), 2(d), 2(e), and 2(f) shall take effect at the end of thirty days after the election only if a majority of the votes cast thereon statewide and also a majority of votes cast thereon in each of more than half of the state house of representatives districts in the state is in favor of the same.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted.

Senator Beck requested a roll call be taken on **SA 1** to **SSA 1** for **SA 1**, **SSA 1** for **SA 1**, and **SA 1**. He was joined in his request by Senators McCreery, Mosely, Rizzo, and Roberts.

At the request of Senator Beck, **SSA 1** for **SA 1** was withdrawn, rendering **SA 1** to **SSA 1** for **SA 1** moot.

Senator Beck offered **SSA 2** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 2 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 19, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said resolution, page 4, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend line 14, by inserting after all of said line the following:

“Section 4. (1) Until five years following the effective date of any constitutional amendment approved by the people through the initiative petition process, the general assembly shall not pass any constitutional amendment amending or repealing the substantive provisions of such measure unless, by a vote of yeas and nays, at least two-thirds of the members serving in each house be recorded as voting favorably.

(2) In the event that a court of competent jurisdiction issues a final judgment that declares a constitutional amendment approved by the people through the initiative petition process

unconstitutional or otherwise invalid, in whole or in part, or that otherwise renders the amendment inoperable and of no force and effect of law, in whole or in part, the provisions of subsection 1 of this section shall not apply and the general assembly may amend or repeal such measure in a manner that is otherwise consistent with this constitution.

(3) If any initiative petition proposing a constitutional amendment that is approved by the people is found by a court of competent jurisdiction to be unconstitutional or otherwise invalid, in whole or in part, the remaining provisions of the amendment shall also be invalid.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above substitute amendment be adopted.

Senator Beck offered **SA 1 to SSA 2 for SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 2 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 2 for Senate Amendment No. 1 for Senate Substitute for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 4, Line 32, by inserting after “invalid.” the following:

“XII Section 5. Notwithstanding section 2(b) of this article to the contrary, the repeal and reenactment of sections 2(b) and 3(c) and the enactment of sections 2(c), 2(d), 2(e), and 2(f) shall take effect at the end of thirty days after the election only if a majority of the votes cast thereon statewide and also a majority of votes cast thereon in each of more than half of the congressional districts in the state is in favor of the same.”.

Senator Beck moved that the above amendment be adopted and requested a roll call vote be taken on **SA 1 to SSA 2 for SA 1, and SSA 2 for SA 1**. He was joined in his request by Senators Mosley, Razer, Roberts, and Washington.

Senator Moon raised the point of order that **SSA 2 for SA 1** violates provisions of the constitution by interfering with the general assembly’s ability to enact laws.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Coleman, **SJR 74, 48, 59, 61, and 83**, with **SCS, SS for SCS, SA1, SSA 2 for SA 1, and SA 1 to SSA 2 for SA 1** (pending), were placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1488**, entitled:

An Act to amend chapter 135, RSMo, by adding thereto three new sections relating to tax credits for child care.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1511**, entitled:

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to electric vehicle charging station requirements.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1960**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to regulatory sandbox programs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1720**, entitled:

An Act to repeal section 610.021, RSMo, and to enact in lieu thereof one new section relating to the sunshine law.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2062**, entitled:

An Act to amend chapter 535, RSMo, by adding thereto one new section relating to a moratorium on eviction proceedings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

TWENTY-FIRST DAY-TUESDAY, FEBRUARY 13, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1393-O'Laughlin	SB 1402-Eigel
SB 1394-O'Laughlin	SB 1403-Mosley
SB 1395-Brown (16)	SB 1404-Roberts
SB 1396-Fitzwater	SB 1405-Roberts
SB 1397-Brattin	SB 1406-Eslinger
SB 1398-Brown (26)	SB 1407-McCreery
SB 1399-Brown (26)	SB 1408-McCreery
SB 1400-Brown (26)	SB 1409-Trent
SB 1401-Black	SJR 88-Washington

HOUSE BILLS ON SECOND READING

HCS for HB 1989	HB 1960-Riley
HB 1488-Shields	HCS for HB 1720
HCS for HB 1511	HB 2062-Brown, C. (16)

SENATE BILLS FOR PERFECTION

SB 742-Arthur

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS	SB 802-Trent
SB 739-Cierpiot	SBs 1168 & 810-Coleman, with SCS, SS for
SB 745-Bernskoetter	SCS, SA 2, SA 1 to SA 2 & point of order
SB 748-Hough	(pending)
SBs 754, 746, 788, 765, 841, 887	SJR 74, 48, 59, 61 & 83-Coleman, with
& 861-Luetkemeyer, with SCS	SCS, SS for SCS, SA 1, SSA 2 for SA 1
SB 799-Fitzwater, with SCS	& SA 1 to SSA 2 for SA 1 (pending)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

To be Referred

SCR 32-Rowden

✓

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIRST DAY - TUESDAY, FEBRUARY 13, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"If any of you lacks wisdom, you should ask God, who gives generously to all without finding fault, and it will be given to you."
(James 1:5 NIV)

Gracious God, as we continue the work set before us, we recognize that all of us need Your wisdom. We ask that You would give us wisdom in our deliberations and decisions. Grant each senator and their staff the wisdom to navigate complex issues, and the discernment to make just decisions for the greater good of the people they serve. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown (26) offered Senate Resolution No. 688, regarding Eagle Scout Peyton James Helton, Meta, which was adopted.

Senators Thompson Rehder and Bean offered Senate Resolution No. 689, regarding Desma R. Reno, Jackson, which was adopted.

Senators Thompson Rehder and Bean offered Senate Resolution No. 690, regarding Dusty Dinkins, Annapolis, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 691, regarding the Fiftieth Wedding Anniversary of Cherie and Milton Barr, Jefferson City, which was adopted.

Senator Moon offered Senate Resolution No. 692, regarding Eagle Scout Franklin Stephen Lucore, Monett, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1410—By Fitzwater.

An Act to amend chapter 192, RSMo, by adding thereto one new section relating to a dementia services coordinator.

SB 1411—By May.

An Act to repeal section 67.5122, RSMo, and to enact in lieu thereof one new section relating to wireless facilities.

SB 1412—By May.

An Act to amend chapter 210, RSMo, by adding thereto one new section relating to emergency notification systems, with penalty provisions.

SB 1413—By May.

An Act to repeal sections 84.020, 84.030, 84.100, 84.150, 84.160, 84.175, 84.240, 84.341, 84.342, 84.343, 84.344, 84.345, 84.346, 84.347, and 105.726, RSMo, and to enact in lieu thereof nine new sections relating to the operation of certain law enforcement agencies, with penalty provisions.

SB 1414—By May.

An Act to repeal sections 84.020, 84.030, 84.100, 84.150, 84.160, 84.175, 84.240, 84.341, 84.342, 84.343, 84.344, 84.345, 84.346, 84.347, and 105.726, RSMo, and to enact in lieu thereof nine new sections relating to the operation of municipal law enforcement agencies, with penalty provisions.

SB 1415—By Black.

An Act to repeal section 115.085, RSMo, and to enact in lieu thereof one new section relating to election judges, with an effective date.

SB 1416—By Brown (16).

An Act to repeal section 281.260, RSMo, and to enact in lieu thereof one new section relating to pesticides.

SB 1417—By Washington.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to John Donaldson Day.

SENATE BILLS FOR PERFECTION

Senator Coleman moved that **SJR**s 74, 48, 59, 61, and 83, with **SCS**, **SS** for **SCS**, **SA 1**, **SSA 2** for **SA 1** and **SA 1** to **SSA 2** for **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed on a standing division vote.

SA 1 to **SSA 2** for **SA 1** was again taken up.

Senator Thompson Rehder assumed the Chair.

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

Senator Coleman assumed the Chair.

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

INTRODUCTION OF GUESTS

Senator Razer introduced to the Senate, Rogelio Rodriguez, Raytown.

Senator Roberts introduced to the Senate, Harris Stowe students and staff, St. Louis.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, February 19, 2024, which placed **SJR**s 74, 48, 59, 61, and 83, with **SCS**, **SS** for **SCS**, **SA 1**, **SSA 2** for **SA 1** and **SA 1** to **SSA 2** for **SA 1** (pending) back on the Informal Calendar.

SENATE CALENDAR

TWENTY-SECOND DAY-MONDAY, FEBRUARY 19, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1393-O'Laughlin
SB 1394-O'Laughlin
SB 1395-Brown (16)
SB 1396-Fitzwater
SB 1397-Brattin
SB 1398-Brown (26)
SB 1399-Brown (26)
SB 1400-Brown (26)

SB 1401-Black
SB 1402-Eigel
SB 1403-Mosley
SB 1404-Roberts
SB 1405-Roberts
SB 1406-Eslinger
SB 1407-McCreery
SB 1408-McCreery

SB 1409-Trent
 SB 1410-Fitzwater
 SB 1411-May
 SB 1412-May
 SB 1413-May

SB 1414-May
 SB 1415-Black
 SB 1416-Brown (16)
 SB 1417-Washington
 SJR 88-Washington

HOUSE BILLS ON SECOND READING

HCS for HB 1989
 HB 1488-Shields
 HCS for HB 1511

HB 1960-Riley
 HCS for HB 1720
 HB 2062-Brown, C. (16)

SENATE BILLS FOR PERFECTION

SB 742-Arthur

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
 SB 739-Cierpiot
 SB 745-Bernskoetter
 SB 748-Hough
 SBs 754, 746, 788, 765, 841, 887 &
 861-Luetkemeyer, with SCS
 SB 799-Fitzwater, with SCS

SB 802-Trent
 SBs 1168 & 810-Coleman, with SCS, SS for
 SCS, SA 2, SA 1 to SA 2 & point of
 order (pending)
 SJRs 74, 48, 59, 61 & 83-Coleman, et al,
 with SCS, SS for SCS, SA 1, SSA 2
 for SA 1 & SA 1 to SSA 2 for SA 1 (pending)

RESOLUTIONS

SR 557-Eigel
 SR 558-Eigel
 SR 561-Moon
 SR 562-Moon

SR 563-Moon
 SR 631-May
 SR 647-Coleman

To be Referred

SCR 32-Rowden

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SECOND DAY - MONDAY, FEBRUARY 19, 2024

The Senate met pursuant to adjournment.

Senator Fitzwater in the Chair.

The Reverend Steven George offered the following prayer:

"He heals the brokenhearted and binds up their wounds." (Psalm 147:3 NIV)

Gracious and loving God, as we prepare to gather again for this week, we remember those who lost loved ones last week. We pray for the family of Lisa Lopez-Galvan, and for all who were injured in the Kansas City shooting last Wednesday. We also lift up to You the families and friends of those who died in car accidents last Friday. We ask that through Your Holy Spirit, You would bind up wounds and give comfort to the brokenhearted. Give them strength and peace to get through this week. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Tuesday, February 13, 2024, was read and approved.

Photographers from Gray TV, Missouri News Network, KRCG-TV, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Bernskoetter offered Senate Resolution No. 693, regarding Vicky D. Davidson, Jefferson City, which was adopted.

Senator Crawford offered Senate Resolution No. 694, regarding Jackson Schuber, Flemington, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 695, regarding the One Hundredth Birthday of Mary Evelyn Wood, Macon, which was adopted.

Senator Beck offered Senate Resolution No. 696, regarding Julie Hale, Webster Groves, which was adopted.

Senator Fitzwater offered Senate Resolution No. 697, regarding the Ninety-Fifth Birthday of Annie Alice Frevert, Fulton, which was adopted.

Senator Mosley offered Senate Resolution No. 698, regarding Riverview Gardens School District (RGSD), St. Louis, which was adopted.

President Kehoe assumed the Chair.

CONCURRENT RESOLUTIONS

Senator Washington offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 33

Relating to John Donaldson Day.

Whereas, John Donaldson was an American baseball pitcher who played in a number of barnstorming teams across the Midwest and along the east coast and later in the Negro Leagues in a career that spanned parts of three decades; and

Whereas, Donaldson is a native Missourian who was born in Glasgow, Missouri, on February 20, 1892, and raised there until attending George Smith College in Sedalia, Missouri; and

Whereas, after one year at George Smith College, Donaldson embarked on his professional career in 1912 with the Tennessee Rats, a barnstorming combination of baseball and entertainment; and

Whereas, after one year, he was signed by J.L. Wilkinson for his All Nations team from 1913 to 1917. He averaged almost twenty strikeouts per game and once pitched three consecutive no hitters in 1913; and

Whereas, in 1916, Donaldson also pitched the All Nations team to series victories over the two top black teams, Rube Foster's Chicago American Giants and C.I. Taylor's Indianapolis ABCs. At the time, he was considered the best pitcher in black baseball; and

Whereas, in 1917, he was inducted into military service and served a tour of duty in France with the 365th Infantry during World War I; and

Whereas, upon his return from military service, Donaldson continued to play with two top black eastern teams, the New York Lincoln Giants and the Brooklyn Royal Giants; and

Whereas, in 1920, upon the organization of the Negro National League, Donaldson played with the Kansas City Monarchs during the inaugural season and continued to play for the team intermittently over the next fifteen years; and

Whereas, at the tail end of his career, he formed the John Donaldson All-Stars in 1931 which toured around the country; and

Whereas, after his days as a baseball player ended, he worked as a shipping clerk for the U.S. Post Office and later, upon the color ban being lifted, was the first full-time black talent scout in the Major Leagues when he worked for the Chicago White Sox; and

Whereas, John Donaldson should be recognized for his excellence on the baseball diamond, his service to this country, and being a trailblazer in this state and across the country:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate every February 20th as "John Donaldson Day" in Missouri and encourage the citizens of this state to participate in appropriate activities and events to commemorate the life and accomplishments of John Donaldson, one of the best pitchers to play in the Negro Leagues and a member of the inaugural Kansas City Monarchs team; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

Read 1st time.

The Senate observed a moment of silence in memory of Lisa Lopez-Galvan and the victims involved in the Kansas City shooting.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1418—By Brown (26).

An Act to repeal sections 71.675, 92.074, 92.077, 92.080, 92.083, 92.086, 92.089, 92.092, and 92.095, RSMo, and to enact in lieu thereof seven new sections relating to municipal telecommunications business license taxes.

SB 1419—By Beck.

An Act to repeal section 644.021, RSMo, and to enact in lieu thereof one new section relating to the membership requirements of the clean water commission.

SB 1420—By Brattin.

An Act to amend chapter 301, RSMo, by adding thereto one new section relating to permanent vehicle registration.

SB 1421—By Black.

An Act to repeal sections 169.070 and 169.670, RSMo, and to enact in lieu thereof two new sections relating to limitations on cost of living increases on retirement allowances for certain public school employees.

SB 1422—By Black.

An Act to repeal section 393.1400, RSMo, and to enact in lieu thereof one new section relating to deferrals by electrical corporations.

SB 1423—By Fitzwater.

An Act to amend chapter 386, RSMo, by adding thereto one new section relating to the reduction of carbon emissions.

SB 1424—By Fitzwater.

An Act to amend chapters 537 and 573, RSMo, by adding thereto two new sections relating to the disclosure of intimate digital depictions, with penalty provisions.

SB 1425—By Washington.

An Act to repeal sections 329.010 and 329.050, RSMo, and to enact in lieu thereof two new sections relating to the classified occupations of cosmetology.

SB 1426—By Trent.

An Act to repeal section 558.019, RSMo, and to enact in lieu thereof one new section relating to minimum prison terms.

SB 1427—By Trent.

An Act to repeal section 578.365, RSMo, and to enact in lieu thereof one new section relating to the offense of hazing, with penalty provisions.

SENATE BILLS FOR PERFECTION

Senator Coleman moved that **SJR**s 74, 48, 59, 61, and 83, with **SCS**, **SS** for **SCS**, **SA 1**, **SSA 2** for **SA 1**, and **SA 1** to **SSA 2** for **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 to **SSA 2** for **SA 1** was again taken up.

Senator Bean assumed the Chair.

Senator Eigel assumed the Chair.

Senator Crawford assumed the Chair.

Senator O’Laughlin assumed the Chair.

Senator Crawford assumed the Chair.

Senator Bean assumed the Chair.

Senator Bernskoetter assumed the Chair.

At the request of Senator Coleman, **SS** for **SCS** for **SJR**s 74, 48, 59, 61, and 83 was withdrawn, rendering **SA 1**, **SSA 2** for **SA 1**, and **SA 1** to **SSA 2** for **SA 1** moot.

Senator Coleman offered **SS No. 2** for **SCS** for **SJR**s 74, 48, 59, 61, and 83, entitled:

SENATE SUBSTITUTE NO. 2 FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTIONS NOS. 74, 48, 59, 61, and 83

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to procedures pertaining to ballot measures submitted to the voters.

Senator Coleman moved that **SS No. 2** for **SCS** for **SJR**s 74, 48, 59, 61, and 83 be adopted.

Senator Arthur offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 23, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend page 3, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”.

Senator Arthur moved that the above amendment be adopted.

Senator Arthur offered SSA 1 for SA 1:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 23, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said resolution, page 3, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said section, page 4, line 14, by inserting after all of said line the following:

“Section 4. (1) Until five years following the effective date of any constitutional amendment approved by the people through the initiative petition process, the general assembly shall not pass any constitutional amendment amending or repealing the substantive provisions of such measure unless, by a vote of yeas and nays, at least two-thirds of the members serving in each house be recorded as voting favorably.

(2) In the event that a court of competent jurisdiction issues a final judgment that declares a constitutional amendment approved by the people through the initiative petition process unconstitutional or otherwise invalid, in whole or in part, or that otherwise renders the amendment inoperable and of no force and effect of law, in whole or in part, the provisions of subsection 1 of this section shall not apply and the general assembly may amend or repeal such measure in a manner that is otherwise consistent with this constitution.

(3) If any initiative petition proposing a constitutional amendment that is approved by the people is found by a court of competent jurisdiction to be unconstitutional or otherwise invalid, in whole or in part, the remaining provisions of the amendment shall also be invalid.”; and

Further amend the title and enacting clause accordingly.

Senator Arthur moved that the above substitute amendment be adopted.

Senator Arthur offered SA 1 to SSA 1 for SA 1:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 for Senate Substitute No. 2 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 4, Line 32, by inserting after “invalid.” the following:

“XII Section 5. Notwithstanding section 2(b) of this article to the contrary, the repeal and reenactment of sections 2(b) and 3(c) and the enactment of sections 2(c), 2(d), 2(e), and 2(f) shall take effect at the end of thirty days after the election only if a majority of the votes cast thereon statewide and also a majority of votes cast thereon in each of more than half of the congressional districts in the state is in favor of the same.”.

Senator Arthur moved that the above amendment be adopted.

Senator Arthur requested a roll call vote be taken on **SA 1 to SSA 1 for SA 1, SSA 1 for SA 1, and SA 1**. She was joined in her request by Senators Beck, Mosley, May, and Rizzo.

Senator Hough assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Coleman, **SS No. 2 for SCS for SJRs 74, 48, 59, 61, and 83** was withdrawn, rendering **SA 1, SSA 1 for SA 1, and SA 1 to SSA 1 for SA 1** moot.

Senator Coleman offered **SS No. 3 for SCS for SJRs 74, 48, 59, 61, and 83**, entitled:

SENATE SUBSTITUTE NO. 3 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTIONS NOS. 74, 48, 59, 61, and 83

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to procedures pertaining to ballot measures submitted to the voters.

Senator Coleman moved that **SS No. 3 for SCS for SJRs 74, 48, 59, 61, and 83** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 3 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 23, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend page 3, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”.

Senator Roberts moved that the above amendment be adopted.

Senator Roberts offered **SSA 1 for SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 3 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 23, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said resolution, page 3, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said section, page 4, line 14, by inserting after all of said line the following:

“Section 4. (1) Until five years following the effective date of any constitutional amendment approved by the people through the initiative petition process, the general assembly shall not pass any constitutional amendment amending or repealing the substantive provisions of such measure unless, by a vote of yeas and nays, at least two-thirds of the members serving in each house be recorded as voting favorably.

(2) In the event that a court of competent jurisdiction issues a final judgment that declares a constitutional amendment approved by the people through the initiative petition process unconstitutional or otherwise invalid, in whole or in part, or that otherwise renders the amendment inoperable and of no force and effect of law, in whole or in part, the provisions of subsection 1 of this section shall not apply and the general assembly may amend or repeal such measure in a manner that is otherwise consistent with this constitution.

(3) If any initiative petition proposing a constitutional amendment that is approved by the people is found by a court of competent jurisdiction to be unconstitutional or otherwise invalid, in whole or in part, the remaining provisions of the amendment shall also be invalid.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above substitute amendment be adopted.

Senator Roberts offered **SA 1 to SSA 1 for SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 to Senate Substitute No. 3 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 4, Line 32, by inserting after “invalid.” the following:

“XII Section 5. Notwithstanding section 2(b) of this article to the contrary, the repeal and reenactment of sections 2(b) and 3(c) and the enactment of sections 2(c), 2(d), 2(e), and 2(f) shall take effect at the end of thirty days after the election only if a majority of the votes cast thereon statewide and also a majority of votes cast thereon in each of more than half of the congressional districts in the state is in favor of the same.”.

Senator Roberts moved that the above amendment be adopted.

Senator Roberts requested a standing division vote be taken on **SA 1 to SSA 1 for SA 1, SSA 1 for SA 1, and SA 1**, which request was granted.

At the request of Senator Coleman, **SS No. 3** was withdrawn, rendering **SA 1, SSA 1 for SA 1, and SA 1 to SSA 1 for SA 1** moot.

Senator Coleman offered **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, entitled:

SENATE SUBSTITUTE NO. 4 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTIONS NOS. 74, 48, 59, 61, and 83

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to procedures pertaining to ballot measures submitted to the voters.

Senator Coleman moved that **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 4 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 23, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend page 3, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”.

Senator Roberts moved that the above amendment be adopted.

Senator Roberts offered **SSA 1** for **SA 1**:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 4 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(b), Line 23, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said resolution, page 3, section 3(c), line 10, by striking “and also” and inserting in lieu thereof the following: “**or**”; and

Further amend said section, page 4, line 15, by inserting after all of said line the following:

“Section 4. (1) Until five years following the effective date of any constitutional amendment approved by the people through the initiative petition process, the general assembly shall not pass any constitutional amendment amending or repealing the substantive provisions of such measure unless, by a vote of yeas and nays, at least two-thirds of the members serving in each house be recorded as voting favorably.

(2) In the event that a court of competent jurisdiction issues a final judgment that declares a constitutional amendment approved by the people through the initiative petition process unconstitutional or otherwise invalid, in whole or in part, or that otherwise renders the amendment inoperable and of no force and effect of law, in whole or in part, the provisions of subsection 1 of this section shall not apply and the general assembly may amend or repeal such measure in a manner that is otherwise consistent with this constitution.

(3) If any initiative petition proposing a constitutional amendment that is approved by the people is found by a court of competent jurisdiction to be unconstitutional or otherwise invalid, in whole or in part, the remaining provisions of the amendment shall also be invalid.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above substitute amendment be adopted.

Senator Roberts offered **SA 1** to **SSA 1** for **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 1

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 1 for Senate Substitute No. 4 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Page 2, Section 4, Line 32, by inserting after “invalid.” the following:

“XII Section 5. Notwithstanding section 2(b) of this article to the contrary, the repeal and reenactment of sections 2(b) and 3(c) and the enactment of sections 2(c), 2(d), and 2(e) shall take effect at the end of thirty days after the election only if a majority of the votes cast thereon statewide and also a majority of votes cast thereon in each of more than half of the congressional districts in the state is in favor of the same.”.

Senator Roberts moved that the above amendment be adopted.

Senator Roberts requested a standing division vote be taken on **SA 1** to **SSA 1** for **SA 1**, **SSA 1** for **SA 1**, and **SA 1**, which request was granted.

Senator Black assumed the Chair.

Senator Bean assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Bean assumed the Chair.

Senator Crawford assumed the Chair.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Rowden assumed the Chair.

At the request of Senator Roberts, **SA 1** was withdrawn, rendering **SSA 1** for **SA 1** and **SA 1** to **SSA 1** for **SA 1** moot.

Senator Cierpiot offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 4 for Senate Committee Substitute for Senate Joint Resolutions Nos. 74, 48, 59, 61, and 83, Pages 2-3, Section 2(c), Lines 1-21, by striking all of said section from the resolution; and

Further amend said resolution, page 3, section 2(d), lines 1-6, by striking all of said section from the resolution; and

Further amend said resolution and page, section 2(e), lines 1-4, by striking all of said section from the resolution; and

Further amend said resolution, page 4, section B, lines 7-14, by striking all of said lines and inserting in lieu thereof the following:

““Shall the Missouri Constitution be amended to pass constitutional amendments proposed by initiative or convention by a statewide majority vote and a majority vote in a majority of congressional districts?””.

Senator Cierpiot moved that the above amendment be adopted.

Senator Eigel requested a roll call vote be taken. He was joined in his request by Senators Brattin, Carter, Hoskins, and Schroer.

SA 2 was adopted by the following vote:

YEAS—Senators

Arthur	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot	Crawford
Eslinger	Gannon	Hough	May	McCreery	Mosley	Rizzo
Roberts	Rowden	Washington	Williams—18			

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Coleman	Eigel	Fitzwater	Hoskins
Koenig	Luetkemeyer	O'Laughlin	Schroer	Trent—12		

Absent—Senators

Bean	Moon	Razer	Thompson Rehder—4
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Absent with leave—Senators—None

Vacancies—None

Senator Coleman moved that **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, as amended, be adopted, which motion prevailed.

On motion of Senator Coleman, **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, as amended, was declared perfected and ordered printed.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

February 19, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Ave. Rm 325
Jefferson City, MO

Dear Mrs. Martin,

Pursuant to Rule 12, I am replacing Senator Ben Brown on the Commerce, Consumer Protection, Energy and the Environment Committee with Senator Caleb Rowden.

Sincerely,



Caleb Rowden
President Pro Tem

INTRODUCTION OF GUESTS

Senator Black introduced to the Senate, his wife, Karie Beth Black, Chillicothe; and their granddaughter, Emmie Beth Hoskins, Booneville.

Senator Washington introduced to the Senate, Monica Curls; Jameika Kendricks; Keith Smith; Lauren Amicone; and Joe Nelson, Kansas City.

Senator Beck introduced to the Senate, Peggy Snyder, Godfrey, IL.

Senator Schroer introduced to the Senate, Bobby Bostic, St. Louis.

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Wednesday, February 21, 2024.

SENATE CALENDAR

TWENTY-THIRD DAY-WEDNESDAY, FEBRUARY 21, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1393-O'Laughlin
SB 1394-O'Laughlin
SB 1395-Brown (16)
SB 1396-Fitzwater
SB 1397-Brattin
SB 1398-Brown (26)
SB 1399-Brown (26)
SB 1400-Brown (26)
SB 1401-Black

SB 1402-Eigel
SB 1403-Mosley
SB 1404-Roberts
SB 1405-Roberts
SB 1406-Eslinger
SB 1407-McCreery
SB 1408-McCreery
SB 1409-Trent
SB 1410-Fitzwater

SB 1411-May
 SB 1412-May
 SB 1413-May
 SB 1414-May
 SB 1415-Black
 SB 1416-Brown (16)
 SB 1417-Washington
 SB 1418-Brown (26)
 SB 1419-Beck

SB 1420-Brattin
 SB 1421-Black
 SB 1422-Black
 SB 1423-Fitzwater
 SB 1424-Fitzwater
 SB 1425-Washington
 SB 1426-Trent
 SB 1427-Trent
 SJR 88-Washington

HOUSE BILLS ON SECOND READING

HCS for HB 1989
 HB 1488-Shields
 HCS for HB 1511

HB 1960-Riley
 HCS for HB 1720
 HB 2062-Brown, C. (16)

SENATE BILLS FOR PERFECTION

SB 742-Arthur

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
 SB 739-Cierpiot
 SB 745-Bernskoetter
 SB 748-Hough
 SBs 754, 746, 788, 765, 841, 887 &
 861-Luetkemeyer, with SCS

SB 799-Fitzwater, with SCS
 SB 802-Trent
 SBs 1168 & 810-Coleman, with SCS, SS for
 SCS, SA 2, SA 1 to SA 2 & point of order
 (pending)

RESOLUTIONS

SR 557-Eigel
 SR 558-Eigel
 SR 561-Moon
 SR 562-Moon

SR 563-Moon
 SR 631-May
 SR 647-Coleman

To be Referred

SCR 32-Rowden

SCR 33-Washington

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-THIRD DAY - WEDNESDAY, FEBRUARY 21, 2024

The Senate met pursuant to adjournment.

Senator Coleman in the Chair.

The Reverend Steven George offered the following prayer:

"And God is able to make all grace abound to you, so that in all things at all times, having all that you need, you will abound in every good work." (2 Corinthians 9:8 NIV)

Heavenly Father, we seek Your guidance and wisdom today as we deliberate on matters that impact the welfare and prosperity of our state and its people. May Your Spirit inspire us to approach our responsibilities with open hearts, ensuring that the decisions we make reflect your love and compassion. Grant us the strength to serve our constituents with humility, and help us to be instruments of Your peace, justice, and unity as we navigate the challenges and opportunities before us. We thank You, Lord, for the privilege to serve and the resources You provide for us to carry out our duties. May Your grace continue to abound in our lives so that we will abound in every good work. We ask this in your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from The Kansas City Star were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Razer Rizzo—2

Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Gannon offered Senate Resolution No. 699, regarding Central High School Rebels football team, Park Hills, which was adopted.

Senator Brown (16) offered Senate Resolution No. 700, regarding Lebanon/Laclede County Historical Museum and Society, which was adopted.

Senator Crawford offered Senate Resolution No. 701, regarding Leroy Van Dyke, Smithton, which was adopted.

Senator Brown (26) offered Senate Resolution No. 702, regarding Eagle Scout Daniel Hotra, Washington, which was adopted.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1428—By Carter.

An Act to repeal sections 566.203, 566.206, 566.209, 566.210, 566.211, and 567.050, RSMo, and to enact in lieu thereof six new sections relating to criminal offenses, with penalty provisions.

SB 1429—By Carter.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to blood donations.

SB 1430—By Bernskoetter.

An Act to amend chapter 196, RSMo, by adding thereto one new section relating to the manufacture of ice.

SB 1431—By Bernskoetter.

An Act to repeal section 67.2500, RSMo, and to enact in lieu thereof one new section relating to establishment of a theater, cultural arts, and entertainment district.

SB 1432—By Mosley.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to black history education in public schools.

SB 1433—By Eslinger.

An Act to repeal section 400.9-102, RSMo, and to enact in lieu thereof one new section relating to secured transactions.

SB 1434—By Thompson Rehder

An Act to repeal section 12.070, RSMo, and to enact in lieu thereof one new section relating to the distribution of mineral mining revenue on federal land.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, begs leave to report that it has examined the same and finds that the joint resolution has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Fitzwater moved that **SB 799**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 799**, entitled:

**SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 799**

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to motor vehicle assessments, with an emergency clause.

Was taken up.

Senator Fitzwater moved that **SCS** for **SB 799** be adopted.

Senator Trent assumed the Chair.

Senator Fitzwater offered **SS** for **SCS** for **SB 799**, entitled:

**SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 799**

An Act to repeal section 137.115, RSMo, and to enact in lieu thereof one new section relating to motor vehicle assessments.

Senator Fitzwater moved that **SS** for **SCS** for **SB 799** be adopted.

Senator Eslinger assumed the Chair.

Senator Coleman assumed the Chair.

Senator Arthur offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 799, Page 9, Section 137.115, Line 276, by inserting at the end of said line the following: **“Notwithstanding any provision of this subsection or subsection 9 of this section to the contrary, any motor vehicle with a manufacturer’s suggested retail price of more than one hundred thousand dollars shall be assessed pursuant to subsection 9 of this section.”**.

Senator Arthur moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Beck, McCreery, Roberts, and Washington.

Senator Thompson Rehder assumed the Chair.

Senator Coleman assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Arthur, **SA 1** was withdrawn.

At the request of Senator Fitzwater, **SB 799**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Bernskoetter moved that **SB 745** be called from the Informal Calendar and taken up for perfection, and he requested a roll call vote be taken. He was joined in his request by Senators Brattin, Fitzwater, O’Laughlin, and Thompson Rehder.

SB 745 was taken up by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Carter	Cierpiot
Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins
Koenig	Luetkemeyer	Moon	O’Laughlin	Rowden	Schroer	Thompson Rehder
Trent—22						

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Roberts	Washington
Williams—8						

Absent—Senators

Brown (26th Dist.)	Hough—2
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Absent with leave—Senators

Razer	Rizzo—2
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Vacancies—None

Senator Coleman assumed the Chair.

Senator Bernskoetter offered **SS** for **SB 745**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 745

An Act to repeal section 288.036 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, section 288.036 as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof two new sections relating to unemployment benefits.

Senator Bernskoetter moved that **SS** for **SB 745** be adopted.

Senator Luetkemeyer assumed the Chair.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 745, Page 17, Section 288.060, Line 160, by inserting after all of said line the following:

“288.552. 1. Notwithstanding any provision of law to the contrary, the department of labor and industrial relations, and any division thereof, shall waive the repayment of any unemployment

benefits that were incorrectly but nonfraudulently distributed to claimants from the state unemployment compensation trust fund after March 27, 2020, but before December 31, 2020, to the extent that federal law grants the state of Missouri the authority to waive the repayment of such incorrectly but nonfraudulently distributed benefits.

2. A waiver of repayment granted to a claimant under subsection 1 of this section shall meet the following criteria:

(1) The waiver relates to an incorrectly but nonfraudulently distributed payment of unemployment benefits in which there was no fault on the part of the claimant;

(2) The repayment of such benefits by the claimant would be contrary to equity and good conscience; and

(3) The decision to grant the waiver to a claimant is made on an individualized basis.

3. Any claimant denied a waiver pursuant to this section shall be granted an opportunity for a fair hearing before the appeals tribunal pursuant to section 288.190. The filing of an appeal shall stay the collection of the overpayment or overpayments for which the waiver was denied until such time that a decision is issued that has become final. The decision of the appeals tribunal shall be reviewable by the labor and industrial relations commission pursuant to section 288.200.

4. (1) Any claimant who is denied a waiver pursuant to this section shall be sent a notice by the department, not later than ninety calendar days after the effective date of this section, by both electronic mail and by mail postage prepaid with a preaddressed return card notifying them of the right to appeal such decision. If the department does not receive a response within sixty calendar days from the claimant, the department shall send another notice by certified mail with a preaddressed return card. If the claimant does not respond to the second notice within thirty days, the department may proceed with collecting the overpaid benefits.

(2) Each notice required by subdivision (1) of this subsection shall include instructions on how to file an appeal and shall also include the following in bold at the top:

“ATTENTION: YOU HAVE BEEN OVERPAID UNEMPLOYMENT BENEFITS.

- **BY LAW, YOU ARE REQUIRED TO REPAY ALL OVERPAID UNEMPLOYMENT BENEFITS.**
- **YOU MAY APPEAL THIS REQUIREMENT.**
- **IF YOU RETURN THIS CARD TO THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS WITHIN 60 DAYS INDICATING THAT YOU WILL APPEAL, COLLECTION WILL NOT COMMENCE UNTIL AFTER THE APPEAL HAS COMPLETED.”**

(3) If a claimant responds to a notice described in this subsection indicating that he or she plans to appeal, the department and any division thereof shall cease all efforts to recover the overpaid benefits. Notwithstanding any provision of law to the contrary, under no circumstance shall the department or any division thereof attempt to recover the overpaid benefits while the case is pending appeal, provided that the claimant shall file an appeal not later than sixty calendar days after notifying the department of his or her intent to appeal.

5. (1) In the event that the department or any division thereof has over-recovered unemployment compensation benefits the department shall notify the claimant by certified mail within fifteen days of discovery of such over-recovery and:

(a) If the over-recovered sums are less than ten thousand dollars, such sums shall be repaid to the claimant from whom the sums were recovered not later than thirty days after the claimant has been notified; and

(b) If the over-recovered sums are ten thousand dollars or more, such sums shall be repaid to the claimant from whom the sums were recovered within a reasonable time, as determined through agreement between the department and the claimant, with interest, as determined by section 32.068.

(2) If the department fails to notify the claimant of an over-recovery as required by subdivision (1) of this subsection, interest shall accrue, as determined by section 32.068, on any repayment of funds from the date that the over-recovery was discovered.

(3) For purposes of this subsection, “over-recovered unemployment compensation benefits” means any overpaid unemployment compensation benefits that have been recovered by the department of labor and industrial relations or any division thereof but the amount recovered exceeded what was required to be recovered under this chapter or under federal law.

Section B. Because immediate action is necessary to protect the financial welfare of the residents of this state, the enactment of section 288.552 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 288.552 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted.

Senator Thompson Rehder assumed the Chair.

At the request of Senator Bernskoetter, **SB 745**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1659**, entitled:

An Act to repeal sections 211.071, 217.345, 217.690, 547.031, 558.016, 558.019, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.653, and 600.042, RSMo, and to enact in lieu thereof twenty-two new sections relating to public safety, with penalty provisions and an emergency clause for certain sections.

Emergency Clause Adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1803**, entitled:

An Act to repeal section 30.753, RSMo, and to enact in lieu thereof one new section relating to the state treasurer's authority to invest in linked deposits.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1495**, entitled:

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to the Missouri veterans commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1909**, entitled:

An Act to repeal section 115.615, RSMo, and to enact in lieu thereof one new section relating to county committee meetings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Rowden referred **SS No. 4** for SCS for **SJR**s **74, 48, 59, 61, and 83** to the Committee on Fiscal oversight.

President Pro Tem Rowden referred **SCR 32** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

February 21, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Martin;

Please be advised that I am hereby removing myself and appointing Senator Tony Luetkemeyer to the Select Committee on Empowering Missouri Parents and Children.

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden
President Pro Tem

INTRODUCTION OF GUESTS

Senator Black introduced to the Senate, Missouri AfterSchool Network youth advocates and providers.

Senator Brown (16) introduced to the Senate, Lebanon Jacket SWARM Afterschool Program staff and students.

Senator Bernskoetter introduced to the Senate, Eldon afterschool care.

Senator Crawford introduced to the Senate, Leadership Buffalo, Buffalo.

Senator Bean introduced to the Senate, MO Rice Council member Blake Davis, Peach Orchard; and Curt, Samantha, Benjamin, and Mason Majors; and Joby Marvin, Van Buren; and University of Missouri students.

Senator Eigel introduced to the Senate, Barnwell Middle School teacher, Heather Tomicich; and 5th-8th grade students, St. Charles.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

TWENTY-FOURTH DAY-THURSDAY, FEBRUARY 22, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1393-O'Laughlin	SB 1415-Black
SB 1394-O'Laughlin	SB 1416-Brown (16)
SB 1395-Brown (16)	SB 1417-Washington
SB 1396-Fitzwater	SB 1418-Brown (26)
SB 1397-Brattin	SB 1419-Beck
SB 1398-Brown (26)	SB 1420-Brattin
SB 1399-Brown (26)	SB 1421-Black
SB 1400-Brown (26)	SB 1422-Black
SB 1401-Black	SB 1423-Fitzwater
SB 1402-Eigel	SB 1424-Fitzwater
SB 1403-Mosley	SB 1425-Washington
SB 1404-Roberts	SB 1426-Trent
SB 1405-Roberts	SB 1427-Trent
SB 1406-Eslinger	SB 1428-Carter
SB 1407-McCreery	SB 1429-Carter
SB 1408-McCreery	SB 1430-Bernskoetter
SB 1409-Trent	SB 1431-Bernskoetter
SB 1410-Fitzwater	SB 1432-Mosley
SB 1411-May	SB 1433-Eslinger
SB 1412-May	SB 1434-Thompson Rehder
SB 1413-May	SJR 88-Washington
SB 1414-May	

HOUSE BILLS ON SECOND READING

HCS for HB 1989	HB 2062-Brown, C. (16)
HB 1488-Shields	HCS for HB 1659
HCS for HB 1511	HB 1803-Thompson
HB 1960-Riley	HB 1495-Griffith
HCS for HB 1720	HB 1909-Taylor (48)

THIRD READING OF SENATE BILLS

SS#4 for SCS for SJRs 74, 48, 59, 61 & 83-Coleman,
et al (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 742-Arthur

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS

SB 739-Cierpiot

SB 745-Bernskoetter, with SS & SA 1 (pending)

SB 748-Hough

SBs 754, 746, 788, 765, 841, 887 & 861-Luetkemeyer,
with SCS

SB 799-Fitzwater, with SCS & SS for SCS (pending)

SB 802-Trent

SBs 1168 & 810-Coleman, with SCS, SS for SCS,
SA 2, SA 1 to SA 2 & point of order (pending)

RESOLUTIONS

SR 557-Eigel

SR 558-Eigel

SR 561-Moon

SR 562-Moon

SR 563-Moon

SR 631-May

SR 647-Coleman

To be Referred

SCR 33-Washington

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FOURTH DAY - THURSDAY, FEBRUARY 22, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“May the Lord give strength to his people! May the Lord bless his people with peace!” (Psalm 29:11 ESV)

Almighty God, as we bring this week to a close, we turn our hearts to You and ask that You would give us strength and peace this weekend. We seek Your continued presence and protection over each senator, their staff, their families, and our great state. Guard our hearts and minds during this time of respite, so that we may return refreshed and renewed to carry out the responsibilities entrusted to us. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Jefferson City News Tribune, KRCG-TV, Gray TV, Nexstar Media Group, KOMU-8, and KMIZ ABC-17, were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Carter
Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O’Laughlin	Razer	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Brown (16th Dist.) Brown (26th Dist.) Rizzo—3

Vacancies—None

The Lieutenant Governor was present.

Senator Hough assumed the Chair.

INTRODUCTION OF BILLS

The following Bills were read the 1st time and ordered printed:

SB 1435—By Rowden.

An Act to repeal section 115.085, RSMo, and to enact in lieu thereof one new section relating to election judges, with an effective date.

SB 1436—By Schroer.

An Act to repeal section 92.130, RSMo, and to enact in lieu thereof one new section relating to income exempt from earnings tax.

SB 1437—By Schroer.

An Act to repeal sections 579.065 and 579.068, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the trafficking of drugs, with penalty provisions.

SB 1438—By May.

An Act to repeal sections 57.010 and 57.530, RSMo, and to enact in lieu thereof two new sections relating to the sheriff of the City of St. Louis.

SB 1439—By Roberts.

An Act to repeal sections 301.218, 407.300, and 570.030, RSMo, and to enact in lieu thereof four new sections relating to detached catalytic converters, with penalty provisions.

SB 1440—By Coleman.

An Act to repeal section 163.048, RSMo, and to enact in lieu thereof one new section relating to performance enhancing drugs in student athletics.

SB 1441—By Trent.

An Act to repeal sections 575.095 and 575.260, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the judiciary, with penalty provisions.

SB 1442—By McCreery.

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to terms and conditions issued by public utilities.

SB 1443—By McCreery.

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet coverage of hearing-related devices.

SB 1444—By McCreery.

An Act to amend chapters 115 and 573, RSMo, by adding thereto two new sections relating to digitally altered media, with penalty provisions.

SB 1445—By McCreery.

An Act to repeal section 191.648, RSMo, and to enact in lieu thereof one new section relating to expedited partner therapy.

SB 1446—By Williams.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to instruction on the dehumanization of marginalized groups in Missouri.

SB 1447—By Williams.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to a sales tax for early childhood educational services.

SB 1448—By Razer.

An Act to repeal section 571.070, RSMo, and to enact in lieu thereof one new section relating to unlawful possession of a firearm by a minor, with penalty provisions.

SB 1449—By Razer.

An Act to amend chapter 571, RSMo, by adding thereto one new section relating to the sale or transfer of weapons, with penalty provisions.

SJR 89—By Eigel.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 24 and 27 of article IV of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to the state budget.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

THIRD READING OF SENATE BILLS

SS No. 4 for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, introduced by Senator Coleman, entitled:

SENATE SUBSTITUTE NO. 4 FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTIONS NOS. 74, 48, 59, 61, and 83

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2(b) and 3(c) of article XII of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to procedures pertaining to ballot measures submitted to the voters.

Was taken up.

On motion of Senator Coleman **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Carter	Cierpiot	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins	Hough
Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden	Schroer	Thompson Rehder
Trent—22						

NAYS—Senators

Arthur
WashingtonBeck
Williams—9

May

McCreery

Mosley

Razer

Roberts

Absent—Senators—None

Absent with leave—Senators

Brown (16th Dist.)

Brown (26th Dist.)

Rizzo—3

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Coleman, title to the joint resolution was agreed to.

Senator Coleman moved that the vote by which the joint resolution passed be reconsidered.

Senator O’Laughlin moved that motion lay on the table, which motion prevailed.

RE-REFERRALS

President Pro Tem Rowden re-referred **SB 819** to the Select Committee on Empowering Missouri Parents and Children.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1749**, entitled:

An Act to repeal sections 116.030, 116.040, 116.050, 116.080, 116.090, 116.110, 116.130, 116.153, 116.190, 116.200, 116.332, and 116.334, RSMo, and to enact in lieu thereof thirteen new sections relating to initiative petitions and referendums, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

February 22, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Martin;

Please be advised that I am hereby removing Senator Tony Luetkemeyer and appointing myself to the Select Committee on Empowering Missouri Parents and Children.

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden
President Pro Tem

INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, Treena Sturgeon, University City.

Senator Bean introduced to the Senate, Terry Cline; Jason Kemper; and Tracy Bridges, Alton.

Senator May introduced to the Senate, Lincoln University Alumni Association President, Dr. Sherman Bonds; Vice President, Cynthia Harden-Bowie; Patricia Neal-Stinson; President SEMO chapter, Darryl Minner; President of 80's Alumni Foundation, Dennis Jackson; Vice President of 80's Alumni Foundation, Sam Coleman; student government President, Kenlyn Washington; and Vice President of student government, Shianne Pearson.

On motion of Senator O'Laughlin, the Senate adjourned until 4:00 p.m., Monday, February 26, 2024.

SENATE CALENDAR

TWENTY-FIFTH DAY-MONDAY, FEBRUARY 26, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1393-O'Laughlin
SB 1394-O'Laughlin
SB 1395-Brown (16)
SB 1396-Fitzwater
SB 1397-Brattin
SB 1398-Brown (26)
SB 1399-Brown (26)
SB 1400-Brown (26)
SB 1401-Black
SB 1402-Eigel
SB 1403-Mosley
SB 1404-Roberts
SB 1405-Roberts
SB 1406-Eslinger
SB 1407-McCreery

SB 1408-McCreery
SB 1409-Trent
SB 1410-Fitzwater
SB 1411-May
SB 1412-May
SB 1413-May
SB 1414-May
SB 1415-Black
SB 1416-Brown (16)
SB 1417-Washington
SB 1418-Brown (26)
SB 1419-Beck
SB 1420-Brattin
SB 1421-Black
SB 1422-Black

SB 1423-Fitzwater
SB 1424-Fitzwater
SB 1425-Washington
SB 1426-Trent
SB 1427-Trent
SB 1428-Carter
SB 1429-Carter
SB 1430-Bernskoetter
SB 1431-Bernskoetter
SB 1432-Mosley
SB 1433-Eslinger
SB 1434-Thompson Rehder
SB 1435-Rowden
SB 1436-Schroer
SB 1437-Schroer

SB 1438-May
SB 1439-Roberts
SB 1440-Coleman
SB 1441-Trent
SB 1442-McCreery
SB 1443-McCreery
SB 1444-McCreery
SB 1445-McCreery
SB 1446-Williams
SB 1447-Williams
SB 1448-Razer
SB 1449-Razer
SJR 88-Washington
SJR 89-Eigel

HOUSE BILLS ON SECOND READING

HCS for HB 1989
HB 1488-Shields
HCS for HB 1511
HB 1960-Riley
HCS for HB 1720
HB 2062-Brown, C. (16)

HCS for HB 1659
HB 1803-Thompson
HB 1495-Griffith
HB 1909-Taylor (48)
HCS for HB 1749

SENATE BILLS FOR PERFECTION

SB 742-Arthur

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 745-Bernskoetter, with SS & SA 1(pending)
SB 748-Hough
SBs 754, 746, 788, 765, 841, 887
& 861-Luetkemeyer, with SCS

SB 799-Fitzwater and Eigel, with SCS & SS for
SCS (pending)
SB 802-Trent
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

To be Referred

SCR 33-Washington

✓

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-FIFTH DAY - MONDAY, FEBRUARY 26, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“Keep the charge of the Lord your God, walking in his ways and keeping his statutes, his commandments, his rules, and his testimonies, as it is written in the Law of Moses, that you may prosper in all that you do and wherever you turn.” (1 Kings 2:3 ESV)

Almighty God, as we continue the work set before us, help us to walk in Your ways and keep Your commands so that we may prosper. Give the senators and their staff the wisdom to seek You and Your will in all decisions as they work together. We ask that You would work on our behalf to help us prosper and thrive as a state. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, February 22, 2024, was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Coleman Roberts—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senators Koenig and McCreery offered Senate Resolution No. 703, regarding Dennis Cooper, Ballwin, which was adopted.

Senators Koenig and McCreery offered Senate Resolution No. 704, regarding Friendship Village Senior Living, Chesterfield, which was adopted.

Senator McCreery offered Senate Resolution No. 705, regarding Greentree Community Church, which was adopted.

Senator McCreery offered Senate Resolution No. 706, regarding Joseph "Joe" E. Godi, Kirkwood, which was adopted.

Senator McCreery offered Senate Resolution No. 707, regarding Scott Barthelmass, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 708, regarding Beth Fitzgerald, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 709, regarding Tim Griffin, St. Louis, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 710, regarding Dr. Tara Lewis, Center, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 711, regarding Lisa Allen, New London, which was adopted.

Senator Eslinger offered Senate Resolution No. 712, regarding Lynn James "L.J." Temple, West Plains, which was adopted.

Senator Arthur offered Senate Resolution No. 713, regarding Terence O'Malley, Kansas City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 714, regarding the One Hundredth Birthday of Dr. Tommy Dean Taylor, St. Joseph, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read the 1st time and ordered printed:

SB 1450—By Thompson Rehder.

An Act to repeal section 452.402, RSMo, and to enact in lieu thereof one new section relating to great-grandparent visitation.

SB 1451—By Thompson Rehder.

An Act to repeal sections 579.065 and 579.068, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the trafficking of drugs, with penalty provisions.

SB 1452—By Moon.

An Act to repeal section 130.041, RSMo, and to enact in lieu thereof one new section relating to disclosure of political consultant services in connection with political campaigns, with penalty provisions.

SB 1453—By Brown (16).

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to designations marked by the department of transportation.

SB 1454—By Brown (16).

An Act to repeal section 205.165, RSMo, and to enact in lieu thereof one new section relating to the investment of moneys by county hospitals.

SB 1455—By Eslinger.

An Act to repeal section 338.010, RSMo, and to enact in lieu thereof one new section relating to the administration of vaccines by pharmacies.

SB 1456—By Rizzo.

An Act to repeal section 620.467, RSMo, and to enact in lieu thereof one new section relating to the division of tourism supplemental revenue fund.

SB 1457—By Razer.

An Act to amend chapter 173, RSMo, by adding thereto one new section relating to public institutions of higher education chartered outside of Missouri.

SB 1458—By Razer.

An Act to repeal section 171.031, RSMo, and to enact in lieu thereof one new section relating to public schools.

SB 1459—By Koenig.

An Act to amend chapter 1, RSMo, by adding thereto one new section relating to reproductive health care.

SB 1460—By Brown (26).

An Act to repeal section 247.220, RSMo, and to enact in lieu thereof one new section relating to public water supply districts.

SB 1461—By Trent.

An Act to repeal section 393.135, RSMo, and to enact in lieu thereof two new sections relating to renewable energy.

SB 1462—By Trent.

An Act to amend chapter 170, RSMo, by adding thereto one new section relating to instruction in cursive writing.

SJR 90—By Cierpiot.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 4(b) of article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax assessments.

SJR 91—By Rowden.

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 2 of article VIII of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to elections, with penalty provisions.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Crawford, Chair of the Committee on Insurance and Banking, submitted the following report:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 736**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 872**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bernskoetter, Chair of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SJR 71**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 830**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Eslinger, Chair of the Committee on Governmental Accountability, submitted the following reports:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 778**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 1039**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bean, Chair of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 1298**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Coleman, Chair of the Committee on Health and Welfare, Senator Carter submitted the following reports:

Mr. President: Your Committee on Health and Welfare, to which was referred **SB 811**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health and Welfare, to which was referred **SB 862**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following report:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 756**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

REPORTS OF SELECT COMMITTEES

Senator Trent, Chair of the Select Committee on Empowering Missouri Parents and Children, submitted the following reports:

Mr. President: Your Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 1392**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Empowering Missouri Parents and Children, to which was referred **SB 1375**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Thompson Rehder assumed the Chair.

SECOND READING OF SENATE BILLS

The following Bills and Joint Resolution were read the 2nd time and referred to the Committees indicated:

SB 1393—Select Committee on Empowering Missouri Parents and Children.

SB 1394—Select Committee on Empowering Missouri Parents and Children.

SB 1395—Transportation, Infrastructure and Public Safety.

SB 1396—General Laws.

SB 1397—General Laws.

SB 1398—Health and Welfare.

SB 1399—Economic Development and Tax Policy.

SB 1400—Judiciary and Civil and Criminal Jurisprudence.

SB 1401—Veterans, Military Affairs and Pensions.

SB 1402—Veterans, Military Affairs and Pensions.

SB 1403—Health and Welfare.

SB 1404—Veterans, Military Affairs and Pensions.

SB 1405—Veterans, Military Affairs and Pensions.

SB 1406—Health and Welfare.

SB 1407—Insurance and Banking.

SB 1408—Commerce, Consumer Protection, Energy and the Environment.

SB 1409—Rules, Joint Rules, Resolutions and Ethics.

SB 1410—Health and Welfare.

SB 1411—Commerce, Consumer Protection, Energy and the Environment.

SB 1412—Transportation, Infrastructure and Public Safety.

SB 1413—Transportation, Infrastructure and Public Safety.

SB 1414—Transportation, Infrastructure and Public Safety.

SB 1415—Local Government and Elections.

SB 1416—Agriculture, Food Production and Outdoor Resources.

SB 1417—Progress and Development.

SB 1418—Commerce, Consumer Protection, Energy and the Environment.

SB 1419—Commerce, Consumer Protection, Energy and the Environment.

SB 1420—Transportation, Infrastructure and Public Safety.

SB 1421—Veterans, Military Affairs and Pensions.

SB 1422—Commerce, Consumer Protection, Energy and the Environment.

SB 1423—Commerce, Consumer Protection, Energy and the Environment.

SB 1424—Judiciary and Civil and Criminal Jurisprudence.

SB 1425—Governmental Accountability.

SB 1426—Judiciary and Civil and Criminal Jurisprudence.

SB 1427—Judiciary and Civil and Criminal Jurisprudence.

SJR 88—Judiciary and Civil and Criminal Jurisprudence.

SENATE BILLS FOR PERFECTION

Senator Luetkemeyer moved that **SBs 754, 746, 788, 765, 841, 887, and 861**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SBs 754, 746, 788, 765, 841, 887, and 861**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 754, 746, 788, 765, 841, 887, and 861

An Act to repeal sections 211.071, 217.345, 217.690, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.192, 600.042, and 610.140, RSMo, and to enact in lieu thereof fifteen new sections relating to public safety, with penalty provisions.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** be adopted.

Senator Luetkemeyer offered **SS** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 754, 746, 788, 765, 841, 887, and 861

An Act to repeal sections 211.031, 211.071, 217.345, 217.690, 547.031, 556.021, 558.016, 558.019, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.192, 590.653, 600.042, and 610.140, RSMo, and to enact in lieu thereof twenty-eight new sections relating to public safety, with penalty provisions and a delayed effective date for a certain section.

Senator Luetkemeyer moved that **SS** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** be adopted.

At the request of Senator Luetkemeyer, **SBs 754, 746, 788, 765, 841, 887, and 861**, with **SCS** and **SS** for **SCS** (pending), was placed back on the Informal Calendar.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Ed Adams, Republican, 13108 E. 94th St., Kansas City, Jackson County, Missouri 64138, as a member of the State Fair Commission, for a term ending December 29, 2024, and until his successor is duly appointed and qualified; vice, Sherry Jones, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Christopher Cole, 2320 Perryville Road, Cape Girardeau, Cape Girardeau County, Missouri 63701, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2028, and until his successor is duly appointed and qualified; vice, Stephen M. Kenny, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Travis Elliott, Republican, 35 Daytona Ln., Fair Grove, Dallas County, Missouri 65648, as a member of the State Fair Commission, for a term ending December 29, 2027, and until his successor is duly appointed and qualified; vice, Jamie Johansen, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

William Clark Hardin IV, Republican, 3499 Wainwright St., Saint Charles, Saint Charles County, Missouri 63301, as a member of the Board of Probation and Parole, for a term ending September 28, 2029, and until his successor is duly appointed and qualified; vice, Jennifer Zamkus, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Timothy Harper, Republican, 23000 County Road 171, Kahoka, Clark County, Missouri 63445, as Eastern District Commissioner of the Clark County Commission, for a term ending when his successor is duly elected or appointed and qualified; vice, Henry Dienst, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Todd Hays, Independent, 6668 County Road 245, Monroe City, Marion County, Missouri 63456, as a member of the State Fair Commission, for a term ending December 29, 2024, and until his successor is duly appointed and qualified; vice, Teddy E. Sheppard, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Anthony C. Helfrecht, Independent, 5506 Murfreesboro Dr., Columbia, Boone County, Missouri 65201, as a member of the Board of Probation and Parole, for a term ending April 25, 2030, and until his successor is duly appointed and qualified; vice, Brian Munzlinger, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jamie Johansen, Independent, 189 Mockingbird Lane, Lebanon, Laclede County, Missouri 65536, as a member of the State Fair Commission, for a term ending December 29, 2025, and until her successor is duly appointed and qualified; vice, Nikki Cunningham, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Chelsea Landgraf, 3417 N Brinnsfield Drive, Ozark, Christian County, Missouri 65721, as a member of the Drug Utilization Review Board, for a term ending October 15, 2026, and until her successor is duly appointed and qualified; vice, Susan Abdel-Rahman, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

H. Byron Roach, Democrat, 5327 Northeast Highway 69, Cameron, Clinton County, Missouri 64429, as a member of the State Fair Commission, for a term ending December 19, 2027, and until his successor is duly appointed and qualified; vice, H. Byron Roach, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Madeline Romious, 11318 Jefferson St., Kansas City, Jackson County, Missouri 64114, as a member of the Kansas City Board of Police Commissioners, for a term ending March 3, 2026, and until her successor is duly appointed and qualified; vice, Mark Tolbert, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Andrew Schwartz, Republican, 10 Homeland Place, Saint Louis, Saint Louis County, Missouri 63109, as a member of the St. Louis City Board of Election Commissioners, for a term ending January 1, 2025, and until his successor is duly appointed and qualified; vice, Derek Winters, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
February 26, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Becky Withaus, 1263 Highway 100, Morrison, Gasconade County, Missouri 65061, as a member of the Missouri Higher Education Loan Authority, for a term ending October 22, 2029, and until her successor is duly appointed and qualified; vice, Marvin Wright, deceased.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden referred the above Gubernatorial appointments and reappointment to the Committee on Gubernatorial appointments.

COMMUNICATIONS

Senator Roberts submitted the following:

February 26, 2024

The Honorable Senator John Rizzo
Minority Floor Leader
Missouri State Capitol, Room #333
Jefferson City, Missouri 65101

CC: Kristina Martin
Secretary of the Senate

Dear Senator Rizzo,

Given my absence for active duty military service, I respectfully request that you handle **Senate Bill 1039** if it is brought before the Senate during my time of absence.

Thank you for your time and attention in this matter.



Senator Steven Roberts
Senate Minority Whip
5th District

INTRODUCTION OF GUESTS

Senator Hoskins introduced to the Senate, Junior Girl Scout Troop 2931, Phoebe Shelden and her mom, Krystal; Natalie Wood and her mom, Crystal; and Emma Latte and her mom, Mary, Odessa; and Phoebe, Natalie and Emma were made honorary pages.

Senator Moon introduced to the Senate, Kayleigh Kozak, Arizona.

Senator Bernskoetter introduced to the Senate, his wife, Jannette; his daughter in law, Tina; his grandchildren, Trent, Julia, and John; his son, Kyle; his daughter in law Robin; his grand children, Grace, Cody, and Alma; his son, Luke; his daughter in law, Cassidy; and his grandson, Bowen Bernskoetter; and his daughter, Krista Castrop; and grandson, Chase.

The President introduced to the Senate, former President Pro Tem, Dave Schatz.

On motion of Senator O'Laughlin, the Senate adjourned until 1:00 p.m., Tuesday, February 27, 2024.

SENATE CALENDAR

TWENTY-SIXTH DAY-TUESDAY, FEBRUARY 27, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter	SB 1447-Williams
SB 1429-Carter	SB 1448-Razer
SB 1430-Bernskoetter	SB 1449-Razer
SB 1431-Bernskoetter	SB 1450-Thompson Rehder
SB 1432-Mosley	SB 1451-Thompson Rehder
SB 1433-Eslinger	SB 1452-Moon
SB 1434-Thompson Rehder	SB 1453-Brown (16)
SB 1435-Rowden	SB 1454-Brown (16)
SB 1436-Schroer	SB 1455-Eslinger
SB 1437-Schroer	SB 1456-Rizzo
SB 1438-May	SB 1457-Razer
SB 1439-Roberts	SB 1458-Razer
SB 1440-Coleman	SB 1459-Koenig
SB 1441-Trent	SB 1460-Brown (26)
SB 1442-McCreery	SB 1461-Trent
SB 1443-McCreery	SB 1462-Trent
SB 1444-McCreery	SJR 89-Eigel
SB 1445-McCreery	SJR 90-Cierpiot
SB 1446-Williams	SJR 91-Rowden

HOUSE BILLS ON SECOND READING

HCS for HB 1989	HCS for HB 1659
HB 1488-Shields	HB 1803-Thompson
HCS for HB 1511	HB 1495-Griffith
HB 1960-Riley	HB 1909-Taylor (48)
HCS for HB 1720	HCS for HB 1749
HB 2062-Brown, C. (16)	

SENATE BILLS FOR PERFECTION

1. SB 742-Arthur

2. SB 736-Crawford

- | | |
|---------------------------|----------------------------------|
| 3. SB 872-Eslinger | 9. SB 811-Coleman, with SCS |
| 4. SJR 71-Black, with SCS | 10. SB 862-Thompson Rehder |
| 5. SB 830-Rowden | 11. SB 756-Luetkemeyer, with SCS |
| 6. SB 778-Eslinger | 12. SB 1392-Trent |
| 7. SB 1039-Roberts | 13. SB 1375-Eslinger |
| 8. SB 1298-Bean | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 727-Koenig, with SCS | SB 799-Fitzwater and Eigel, with SCS & |
| SB 739-Cierpiot | SS for SCS (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 802-Trent |
| SB 748-Hough | SBs 1168 & 810-Coleman, with SCS, SS for |
| SBs 754, 746, 788, 765, 841, 887 & | SCS, SA 2, SA 1 to SA 2 & point of order |
| 861-Luetkemeyer, with SCS & SS for | (pending) |
| SCS (pending) | |

RESOLUTIONS

- | | |
|--------------|----------------|
| SR 557-Eigel | SR 563-Moon |
| SR 558-Eigel | SR 631-May |
| SR 561-Moon | SR 647-Coleman |
| SR 562-Moon | |

To be Referred

SCR 33-Washington

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SIXTH DAY - TUESDAY, FEBRUARY 27, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“When the ways of people please the Lord, he causes even their enemies to be at peace with them.” (Proverbs 16:7 NRSV)

Heavenly Father, we humbly come before You, recognizing that when the ways of people please You, even their enemies are made to be at peace with them. May our deliberations and decisions this week align with Your will. Grant us the grace to seek after righteousness and justice in a way that is pleasing to you, that our actions may bring about harmony and peace—not only among ourselves, but also with those who may differ from us. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

Senator Rowden assumed the Chair.

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 715, regarding the Fortieth Anniversary of the Daughters of Sunset, Sikeston, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 716, regarding Pat Klein, Kansas City, which was adopted.

Senator Beck offered Senate Resolution No. 717, regarding the Centennial Anniversary of the Rotary Club, Webster Groves, which was adopted.

Senator Beck offered Senate Resolution No. 718, regarding the Bayless High School band, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 719, regarding Eagle Scout Aidan P. McFerron, St. Louis, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 720, regarding Lieutenant Dawn Lipp, Vandalia, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 721, regarding Sergeant Brian Bowness, Center, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 722, regarding Eagle Scout Joseph David Magyar, Parkville, which was adopted.

CONCURRENT RESOLUTIONS

Senator Schroer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 34

Whereas, Cedric the Entertainer, born Cedric Antonio Kyles in Jefferson City Missouri, has become an iconic figure in the world of entertainment through his exceptional talents and unwavering dedication to his craft; and

Whereas, Cedric the Entertainer has captivated audiences worldwide with his unique comedic style, infectious charm, and versatile performances across various mediums, including film, television, stand-up comedy, and theater; and

Whereas, Cedric the Entertainer's illustrious career spans decades, during which he has consistently delivered memorable performances that have left an indelible mark on the entertainment industry and enriched the lives of countless individuals around the globe; and

Whereas, Cedric the Entertainer has not only entertained audiences with his comedic brilliance but has also demonstrated his versatility as an actor by portraying a diverse range of characters with depth, authenticity, and nuance; and

Whereas, Cedric the Entertainer's contributions extend beyond the realm of entertainment, as he has used his platform to advocate for social causes, uplift underrepresented voices, and inspire others to pursue their dreams with passion, perseverance, and integrity; and

Whereas, Cedric the Entertainer's legacy as a trailblazer and cultural icon serves as a source of inspiration for aspiring artists and performers, and his influence will continue to resonate for generations to come:

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby designate every April 24th as "Cedric the Entertainer Day" in Missouri; and

Be It Further Resolved that this resolution be sent to the Governor for his approval or rejection pursuant to the Missouri Constitution.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1463—By O'Laughlin.

An Act to repeal sections 537.060 and 537.067, RSMo, and to enact in lieu thereof three new sections relating to determination of fault in civil actions.

SB 1464—By Schroer.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Cedric the Entertainer Day.

SB 1465—By Schroer.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to Eddie Gaedel Day.

SB 1466—By Schroer.

An Act to amend chapter 99, RSMo, by adding thereto one new section relating to land clearance for redevelopment authorities, with an emergency clause.

SB 1467—By Schroer.

An Act to amend chapters 569 and 570, RSMo, by adding thereto two new sections relating to offenses involving retail establishments, with penalty provisions.

SB 1468—By Luetkemeyer.

An Act to repeal section 88.073, RSMo, and to enact in lieu thereof one new section relating to condemnation of property of religious organizations.

SB 1469—By Cierpiot.

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste permits.

SB 1470—By Cierpiot.

An Act to repeal section 386.572, RSMo, and to enact in lieu thereof one new section relating to civil penalties for violating federally mandated natural gas safety standards.

SB 1471—By McCreery.

An Act to amend chapters 386 and 441, RSMo, by adding thereto two new sections relating to certain types of billing for water or sewer service for rental property.

SB 1472—By McCreery.

An Act to amend chapter 407, RSMo, by adding thereto two new sections relating to product repair requirements, with penalty provisions.

SB 1473—By Carter.

An Act to repeal sections 115.013 and 115.493, RSMo, and to enact in lieu thereof three new sections relating to elections, with an effective date.

SB 1474—By Carter.

An Act to repeal section 302.188, RSMo, and to enact in lieu thereof one new section relating to veteran designations on driver's licenses.

SB 1475—By Trent.

An Act to amend chapter 92, RSMo, by adding thereto one new section relating to earnings tax.

SB 1476—By Brown (16).

An Act to repeal section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, and to enact in lieu thereof one new section relating to emergency vehicles, with a penalty provision.

SB 1477—By Brown (16).

An Act to authorize the conveyance of an easement on certain state property.

SB 1478—By Fitzwater.

An Act to repeal section 301.125, RSMo, and to enact in lieu thereof one new section relating to an advisory committee on motor vehicle license plates.

SB 1479—By Hough.

An Act to amend chapter 163, RSMo, by adding thereto one new section relating to school districts' local effort figures.

SB 1480—By Eigel.

An Act to repeal sections 115.105, 115.121, 115.123, 115.341, 115.351, 115.776, and 115.904, RSMo, and to enact in lieu thereof fifteen new sections relating to primary elections, with an effective date.

SJR 92—By Fitzwater.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article III of the Constitution of Missouri, by adding thereto one new section relating to certain sexual offenses involving children.

SECOND READING OF CONCURRENT RESOLUTIONS

The following Concurrent Resolution was read the 2nd time and referred to the Committee indicated:

SCR 33—Rules, Joint Rules, Resolutions and Ethics.

SENATE BILLS FOR PERFECTION

Senator Luetkemeyer moved that **SBs 754, 746, 788, 765, 841, 887, and 861**, with **SCS** and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** was again taken up.

Senator Fitzwater assumed the Chair.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 754, 746, 788, 765, 841, 887, and 861, Page 1, Section A, Line 10, by inserting after all of said line the following:

“1.486. 1. This section shall be known and cited as the “Anti-Red Flag Gun Seizure Act”.

2. Any federal order of protection or other judicial order issued by a court to confiscate any firearm, firearm accessory, or ammunition from any law-abiding citizen shall be considered an infringement on the people's right to keep and bear arms, as guaranteed by Amendment II of the Constitution of the United States and Article I, Section 23 of the Constitution of Missouri, within the borders of this state.

3. No entity or person, including any public officer, agency, or employee of this state or any political subdivision of this state, shall have the authority to enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, rules, regulations, statutes, or ordinances infringing on the right to keep and bear arms as described under section 1.420. Nothing in sections 1.410 to 1.486 shall be construed to prohibit Missouri officials from accepting aid from federal officials in an effort to enforce Missouri laws.

4. No public agency, political subdivision, or law enforcement agency shall receive any federal funding for the purpose of enforcing any federal acts, laws, executive orders, administrative orders, rules, regulations, statutes, or ordinances relating to the confiscation of firearms, firearm accessories, or ammunition.

5. No public agency, political subdivision, or law enforcement agency shall receive any federal funding for the purposes of enforcing any order of protection issued by a court to confiscate any firearms, firearm accessories, or ammunition.”; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted.

Senator Black assumed the Chair.

At the request of Senator Luetkemeyer, **SBs 754, 746, 788, 765, 841, 887, and 861**, with **SCS, SS for SCS and SA 1** (pending), was placed on the Informal Calendar.

Senator Arthur moved that **SB 742** be taken up for perfection, which motion prevailed.

Senator Arthur offered **SS for SB 742**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 742

An Act to amend chapter 135, RSMo, by adding thereto three new sections relating to tax credits for child care.

Senator Arthur moved that **SS for SB 742** be adopted.

Senator Rowden assumed the Chair.

At the request of Senator Arthur, **SB 742**, with **SS** (pending), was placed on the Informal Calendar.

Senator Crawford moved that **SB 736** be taken up for perfection, which motion prevailed.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 736, Page 1, In the Title, Lines 2-3, by striking “state treasurer's ability to invest” and inserting in lieu thereof the following: “duties of the state treasurer”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“30.266. 1. The state treasurer may keep in the custody of the state treasury an amount of specie greater than or equal to one percent of all state funds, provided that all such specie that is not needed for current expenses shall be placed on time deposit, bearing interest, in one or more banking institutions in this state, as required by article IV, section 15 of the Constitution of Missouri. Nothing in this section shall require the state treasurer to invest any state funds and funds received from the United States government in a manner inconsistent with article IV, section 15 of the Constitution of Missouri. The state treasurer may contract with a private minting entity for the purpose of minting official or commemorative specie. The state treasurer shall promulgate rules for the purpose of regulating the specifications and designs for minting official or commemorative Missouri specie. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

2. For purposes of this section, the following terms mean:

(1) “Banking institution”, the same meaning given to such term in article IV, section 15 of the Constitution of Missouri;

(2) “Specie”, the same meaning as in section 408.010.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed on a standing division vote.

Senator Brattin offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Bill No. 736, Page 2, Section 30.753, Line 41, by inserting after all of said line the following:

“34.700. 1. A public entity shall not:

(1) Accept a payment using central bank digital currency; or

(2) Participate in any test of central bank digital currency by any Federal Reserve branch.

2. For purposes of this section, the following terms mean:

(1) “Central bank digital currency”, a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is made directly available to a consumer by such entities. The term includes a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is processed or validated directly by such entities;

(2) “Public entity”, the state of Missouri or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state created by or in accordance with state law or regulations.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Fitzwater assumed the Chair.

Senator Crawford raised the point of order that **SA 2** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Brattin, **SA 2** was withdrawn, rendering the point of order moot.

Senator Brattin offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Bill No. 736, Page 2, Section 30.753, Line 41, by inserting after all of said line the following:

“34.700. 1. The state treasurer shall not:

(1) Accept a payment using central bank digital currency; or

(2) Participate in any test of central bank digital currency by any Federal Reserve branch.

2. For purposes of this section, “central bank digital currency” means a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is made directly available to a consumer by such entities. The term includes a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is processed or validated directly by such entities.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Crawford, **SB 736**, as amended, was declared perfected and ordered printed.

Senator Luetkemeyer moved that **SBs 754, 746, 788, 765, 841, 887, and 861**, with **SCS, SS** for **SCS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Luetkemeyer **SS** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** was withdrawn, rendering **SA 1** moot.

Senator Luetkemeyer offered **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 754, 746, 788, 765, 841, 887, and 861

An Act to repeal sections 211.031, 211.071, 217.345, 217.690, 547.031, 556.021, 558.016, 558.019, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.192, 590.653, 600.042, and 610.140, RSMo, and to enact in lieu thereof twenty-nine new sections relating to public safety, with penalty provisions and a delayed effective date for a certain section.

Senator Luetkemeyer moved that **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** be adopted, which motion prevailed.

On motion of Senator Luetkemeyer, **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** was declared perfected and ordered printed.

Senator Eslinger moved that **SB 872** be taken up for perfection, which motion prevailed.

Senator Eslinger offered **SS** for **SB 872**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 872

An Act to repeal sections 67.2677, 67.5122, and 143.121, RSMo, and to enact in lieu thereof four new sections relating to the taxation of utility infrastructure.

Senator Eslinger moved that **SS** for **SB 872** be adopted.

Senator Eslinger offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 872, Pages 1-5, Section 67.2677, Lines 1-123, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Eslinger moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator Fitzwater assumed the Chair.

At the request of Senator Eslinger, **SB 872**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

COMMUNICATIONS

Senator Roberts submitted the following:

February 27, 2024
The Honorable Senator Doug Beck
Missouri State Capitol, Room #427
Jefferson City, Missouri 65101

CC: Kristina Martin
Secretary of the Senate

Dear Senator Beck,

Given my absence for active duty military service, I respectfully request that you handle **Senate Bill 1039** if it is brought before the Senate during my time of absence.

Thank you for your time and attention in this matter.



Senator Steven Roberts
Senate Minority Whip
5th District

INTRODUCTION OF GUESTS

Senator Trent introduced to the Senate, Chief Counsel of State Tax Commission, Amy S. Westermann.

On behalf of Senator Rowden, the President introduced to the Senate, University of Missouri Chess coach, Cristian Chirila; and team members, Grigory Oparin; Beloslava Krasteva; Gulrukhbegim Tokhirjonova; Mikhail Antipov; Harshit Raja; and Luka Budisavljevic.

Senator Eslinger introduced to the Senate, Aeneas Williams, St. Louis.

Senator McCreery introduced to the Senate, Elia M. Ellis; and Todd J. Billy, St. Louis.

Senator Williams introduced to the Senate, Sai Door-san-e; Yashika Raja; Sophia Johnson; Stephen Foy; Nevaeh Neal; Grace Ford; Samantha Haggard; Carlos Sandoval Pina; Lucy Hartley; Savannah Ewing; Lyan Kelley; Lojin Ibno-chech; Caden Gulley; Radhika Sinha; Sandra Kariuhi; Radika Sechla; Wayne Yue; Dani Streule; Christian Q.; Leilani Billuos; Serenity Wilson; and Stephanie Mckenzie; and Michelle Hoelscher; and Jeff Hales; Jan Whitney, University City; Natalia Oropeza; St. Louis; Alison Reed; and Ray Reed, Brentwood.

Senator Luetkemeyer introduced to the Senate, Brad and Collins Green, University City.

On motion of Senator Bean, the Senate adjourned until 1:00 p.m., Wednesday, February 28, 2024.

SENATE CALENDAR

TWENTY-SEVENTH DAY-WEDNESDAY, FEBRUARY 28, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter	SB 1457-Razer
SB 1429-Carter	SB 1458-Razer
SB 1430-Bernskoetter	SB 1459-Koenig
SB 1431-Bernskoetter	SB 1460-Brown (26)
SB 1432-Mosley	SB 1461-Trent
SB 1433-Eslinger	SB 1462-Trent
SB 1434-Thompson Rehder	SB 1463-O'Laughlin
SB 1435-Rowden	SB 1464-Schroer
SB 1436-Schroer	SB 1465-Schroer
SB 1437-Schroer	SB 1466-Schroer
SB 1438-May	SB 1467-Schroer
SB 1439-Roberts	SB 1468-Luetkemeyer
SB 1440-Coleman	SB 1469-Cierpiot
SB 1441-Trent	SB 1470-Cierpiot
SB 1442-McCreery	SB 1471-McCreery
SB 1443-McCreery	SB 1472-McCreery
SB 1444-McCreery	SB 1473-Carter
SB 1445-McCreery	SB 1474-Carter
SB 1446-Williams	SB 1475-Trent
SB 1447-Williams	SB 1476-Brown (16)
SB 1448-Razer	SB 1477-Brown (16)
SB 1449-Razer	SB 1478-Fitzwater
SB 1450-Thompson Rehder	SB 1479-Hough
SB 1451-Thompson Rehder	SB 1480-Eigel
SB 1452-Moon	SJR 89-Eigel
SB 1453-Brown (16)	SJR 90-Cierpiot
SB 1454-Brown (16)	SJR 91-Rowden
SB 1455-Eslinger	SJR 92-Fitzwater
SB 1456-Rizzo	

HOUSE BILLS ON SECOND READING

HCS for HB 1989

HB 1488-Shields

HCS for HB 1511
HB 1960-Riley
HCS for HB 1720
HB 2062-Brown, C. (16)
HCS for HB 1659

HB 1803-Thompson
HB 1495-Griffith
HB 1909-Taylor (48)
HCS for HB 1749

SENATE BILLS FOR PERFECTION

1. SJR 71-Black, with SCS
2. SB 830-Rowden
3. SB 778-Eslinger
4. SB 1039-Roberts and Beck
5. SB 1298-Bean

6. SB 811-Coleman, with SCS
7. SB 862-Thompson Rehder
8. SB 756-Luetkemeyer, with SCS
9. SB 1392-Trent
10. SB 1375-Eslinger

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1(pending)
SB 748-Hough
SB 799-Fitzwater and Eigel, with SCS & SS for
SCS (pending)

SB 802-Trent
SB 872-Eslinger, with SS & SA 1 (pending)
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

To be Referred

SCR 34-Schroer

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-SEVENTH DAY - WEDNESDAY, FEBRUARY 28, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

"Know also that wisdom is like honey for you: If you find it, there is a future hope for you, and your hope will not be cut off." (Proverbs 24:14 NIV)

Gracious God, as we gather in this Senate chamber today, we acknowledge Your wisdom as a precious treasure. We seek Your guidance and understanding, recognizing that with wisdom comes a future hope that cannot be cut off. Grant us discernment and insight as we deliberate on matters that impact our state. May the decisions made here be rooted in Your divine wisdom, leading to a future filled with hope and prosperity. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

INTRODUCTION OF BILLS

The following Bills and Joint Resolution were read the 1st time and ordered printed:

SB 1481—By Gannon.

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to public school policies regarding cellular phones.

SB 1482—By Crawford.

An Act to repeal sections 362.1010, 362.1015, 362.1030, 362.1035, 362.1055, 362.1060, 362.1085, 362.1090, 362.1095, 362.1100, 362.1105, 362.1110, 362.1115, 362.1116, and 362.1117, RSMo, and to enact in lieu thereof fifteen new sections relating to family trust companies, with penalty provisions.

SB 1483—By Bean.

An Act to repeal sections 640.220 and 643.350, RSMo, and to enact in lieu thereof two new sections relating to environmental protection.

SB 1484—By Eslinger.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to county sales taxes for the operations of hospital services.

SB 1485—By Brown (16).

An Act to repeal sections 195.417 and 579.060, RSMo, and to enact in lieu thereof two new sections relating to limits on selling or purchasing certain drugs, with penalty provisions.

SB 1486—By McCreery.

An Act to repeal section 1.205, RSMo, and to enact in lieu thereof one new section relating to in vitro fertilization, with an emergency clause.

SB 1487—By Brown (26).

An Act to amend chapter 324, RSMo, by adding thereto eleven new sections relating to statewide mechanical contractor licenses, with penalty provisions.

SB 1488—By Rizzo.

An Act to repeal section 67.1366, RSMo, and to enact in lieu thereof one new section relating to a transient guest tax for tourism.

SB 1489—By Rizzo.

An Act to repeal section 571.070, RSMo, and to enact in lieu thereof two new sections relating to certain firearms with smart technology, with penalty provisions and an effective date for a certain section.

SB 1490—By Washington.

An Act to amend chapter 9, RSMo, by adding thereto one new section relating to amyloidosis awareness day.

SB 1491—By Trent.

An Act to repeal sections 386.890 and 442.404, RSMo, and to enact in lieu thereof two new sections relating to solar energy systems.

SB 1492—By Hoskins.

An Act to repeal section 573.550, RSMo, and to enact in lieu thereof one new section relating to the offense of providing explicit sexual material to a student, with penalty provisions.

SB 1493—By Eigel.

An Act to repeal section 393.135, RSMo, and to enact in lieu thereof sixteen new sections relating to clean energy generation.

SJR 93—By Bernskoetter

Joint Resolution submitting to the qualified voters of the State of Missouri, an amendment to article III of the Constitution of Missouri, by adding thereto two new sections relating to first responders, with penalty provisions.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 736** and **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Rowden referred **SB 736** and **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **SCR 34** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

SENATE BILLS FOR PERFECTION

Senator Trent moved that **SB 802** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Trent offered **SS** for **SB 802**, entitled:

**SENATE SUBSTITUTE FOR
SENATE BILL NO. 802**

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to rural workforce development incentives.

Senator Trent moved that **SS** for **SB 802** be adopted.

President Kehoe assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 802, Page 3, Section 620.3505, Line 71, by striking “and”; and further amend said line, by inserting after all of said line the following:

“(c) **Is not an alien, foreign entity or foreign-owned entity, or a foreign government; and**”; and further amend line 72, by striking “(c)” and inserting in lieu thereof the following: “(d)”; and

Further amend said bill and section, page 6, line 158, by inserting immediately after “fund” the following “, **provided that such entity is not an alien, foreign entity or foreign-owned entity, or a foreign government**”.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Hough assumed the Chair.

Senator Bernskoetter offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 802, Page 6, Section 620.3505, Line 154, by striking “fifty” and inserting in lieu thereof the following: “**twenty**”.

Senator Bernskoetter moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Trent moved that **SS** for **SB 802**, as amended, be adopted, which motion prevailed.

On motion of Senator Trent, **SS** for **SB 802**, as amended, was declared perfected and ordered printed.

Senator Black moved that **SJR 71**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SJR 71**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 71

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 14 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the administration of justice.

Was taken up.

Senator Black moved that **SCS** for **SJR 71** be adopted.

Senator Black offered **SS** for **SCS** for **SJR 71**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 71

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 14 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the administration of justice.

Senator Black moved that **SS** for **SCS** for **SJR 71** be adopted, which motion prevailed.

On motion of Senator Black, **SS** for **SCS** for **SJR 71** was declared perfected and ordered printed.

Senator Rowden moved that **SB 830** be taken up for perfection, which motion prevailed.

Senator Rowden offered **SS** for **SB 830**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 830

An Act to repeal section 195.080, RSMo, and to enact in lieu thereof two new sections relating to opioids.

Senator Rowden moved that **SS** for **SB 830** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 830, Page 1, In the Title, Line 3, by striking the word “opioids” and inserting in lieu thereof the following: “informational material pertaining to pharmaceuticals”; and

Further amend said bill, page 5, section 195.080, line 102, by inserting after all of said line the following:

“Section 1. 1. The department of health and senior services shall develop an educational pamphlet regarding the dangers and risks associated with the COVID-19 vaccine and any associated booster shots for adults and children. The information in the pamphlet shall include, but not be limited to, information on vaccine injuries and related deaths, adverse reactions and side effects, and other health-related concerns.

2. No later than January 1, 2025, and every two years thereafter, the department shall distribute the most updated version of the educational pamphlet to local public health agencies and associations representing the state's federally qualified health centers, rural health clinics, and community mental health centers.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Bernskoetter offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 830, Page 1, In the Title, Line 3, by striking “opioids” and inserting in lieu thereof the following: “pharmaceuticals”; and

Further amend said bill, page 5, Section 195.080, line 102, by inserting after all of said line the following:

“376.448. 1. As used in this section, the following terms mean:

(1) “Cost-sharing”, any co-payment, coinsurance, deductible, amount paid by an enrollee for health care services in excess of a coverage limitation, or similar charge required by or on behalf of an enrollee in order to receive a specific health care service covered by a health benefit plan, whether covered under medical benefits or pharmacy benefits. The term “cost-sharing” shall include cost-sharing as defined in 42 U.S.C. Section 18022(c);

- (2) “Enrollee”, the same meaning given to the term in section 376.1350;
- (3) “Health benefit plan”, the same meaning given to the term in section 376.1350;
- (4) “Health care service”, the same meaning given to the term in section 376.1350;
- (5) “Health carrier”, the same meaning given to the term in section 376.1350;
- (6) “Pharmacy benefits manager”, the same meaning given to the term in section 376.388.

2. When calculating an enrollee's overall contribution to any out-of-pocket maximum or any cost-sharing requirement under a health benefit plan, a health carrier or pharmacy benefits manager shall include any amounts paid by the enrollee or paid on behalf of the enrollee for any medication where a generic substitute for said medication is not available.

3. If, under federal law, application of the requirement under subsection 2 of this section would result in health savings account ineligibility under Section 223 of the Internal Revenue Code of 1986, as amended, the requirement under subsection 2 of this section shall apply to health savings account-qualified high deductible health plans with respect to any cost-sharing of such a plan after the enrollee has satisfied the minimum deductible under Section 223, except with respect to items or services that are preventive care under Section 223(c)(2)(C) of the Internal Revenue Code of 1986, as amended, in which case the requirement of subsection 2 of this section shall apply regardless of whether the minimum deductible under Section 223 has been satisfied.

4. Nothing in this section shall prohibit a health carrier or health benefit plan from utilizing step therapy pursuant to section 376.2034.”; and

Further amend the title and enacting clause accordingly.

Senator Bernskoetter moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Beck raised the point of order that **SA 2** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who took it under advisement, which placed **SB 830**, with **SS** and **SA 2** (pending), on the Informal Calendar.

Senator Eslinger moved that **SB 778** be taken up for perfection, which motion prevailed.

Senator Eslinger offered **SS** for **SB 778**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 778

An Act to repeal sections 332.211 and 332.281, RSMo, and to enact in lieu thereof three new sections relating to licensure of dentists and dental hygienists.

Senator Eslinger moved that **SS** for **SB 778** be adopted.

Senator Schroer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 778, Page 1, In the Title, Line 4, by striking “dentists and dental hygienists” and inserting in lieu thereof the following: “health care professionals”; and

Further amend said bill, page 41, section 332.700, line 1115, by inserting after all of said line the following:

“334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. (1) Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

(2) Notwithstanding any other provision of this section to the contrary, a collaborative practice arrangement may delegate to an advanced practice registered nurse the authority to administer, dispense, or prescribe Schedule II controlled substances for hospice patients; provided, that the advanced practice registered nurse is employed by a hospice provider certified pursuant to chapter 197 and the advanced practice registered nurse is providing care to hospice patients pursuant to a collaborative practice arrangement that designates the certified hospice as a location where the advanced practice registered nurse is authorized to practice and prescribe.

(3) Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

(4) An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patients receiving medication-assisted treatment for substance use disorders under the direction of the collaborating physician.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure

statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except as specified in this paragraph. The following provisions shall apply with respect to this requirement:

a. Until August 28, 2025, an advanced practice registered nurse providing services in a correctional center, as defined in section 217.010, and his or her collaborating physician shall satisfy the geographic proximity requirement if they practice within two hundred miles by road of one another. An incarcerated patient who requests or requires a physician consultation shall be treated by a physician as soon as appropriate;

b. The collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by Pub.L. 95-210 (42 U.S.C. Section 1395x, as amended), as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic;

c. The collaborative practice arrangement may allow for geographic proximity to be waived when the arrangement outlines the use of telehealth, as defined in section 191.1145;

d. In addition to the waivers and exemptions provided in this subsection, an application for a waiver for any other reason of any applicable geographic proximity shall be available if a physician is collaborating with an advanced practice registered nurse in excess of any geographic proximity limit. The board of nursing and the state board of registration for the healing arts shall review each application for a waiver of geographic proximity and approve the application if the boards determine that adequate supervision exists between the collaborating physician and the advanced practice registered nurse. The boards shall have forty-five calendar days to review the completed application for the waiver of geographic proximity. If no action is taken by the boards within forty-five days after the submission of the application for a waiver, then the application shall be deemed approved. If the application is denied by the boards, the provisions of section 536.063 for contested cases shall apply and govern proceedings for appellate purposes; and

e. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days;

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection; and

(11) If a collaborative practice arrangement is used in clinical situations where a collaborating advanced practice registered nurse provides health care services that include the diagnosis and initiation of treatment for acutely or chronically ill or injured persons, then the collaborating physician or any other physician designated in the collaborative practice arrangement shall be present for sufficient periods of time, at least once every two weeks, except in extraordinary circumstances that shall be documented, to participate in a chart review and to provide necessary medical direction, medical services, consultations, and supervision of the health care staff.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to geographic proximity shall allow a collaborating physician and a collaborating advanced practice registered nurse to practice within two hundred miles by road of one another until August 28, 2025, if the nurse is providing services in a correctional center, as defined in section 217.010. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the

state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150- 5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his or her medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, or physician assistant collaborative practice arrangement and also report to the board the name of each licensed professional with whom the physician has entered into such arrangement. The board shall make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement with more than six full-time equivalent advanced practice registered nurses, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals

as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150- 5.100 as of April 30, 2008, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services, as defined by 20 CSR 2150- 5.100 as of April 30, 2008, or to collaborative practice arrangements between a primary care physician and a primary care advanced practice registered nurse or a behavioral health physician and a behavioral health advanced practice registered nurse, where the collaborating physician is new to a patient population to which the advanced practice registered nurse is familiar.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other term of employment shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other term of employment shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

13. (1) The provisions of this section shall not apply to an advanced practice registered nurse who has been in a collaborative practice arrangement for a cumulative two thousand documented hours with a collaborating physician and whose license is in good standing. Any such advanced practice registered nurse shall not be required to enter into or remain in an arrangement in order to practice in this state. Any other provisions of law requiring a collaborative practice arrangement or delegation shall not be required for an advanced practice registered nurse described in this subsection.

(2) The provisions of this subsection shall not apply to certified registered nurse anesthetists.

(3) Notwithstanding any provision of this section to the contrary, an advanced practice registered nurse applying for licensure by endorsement may demonstrate to the state board of nursing completion of a cumulative two thousand documented hours of practice. Such advanced

practice registered nurses shall not be required to enter into a collaborative practice arrangement in order to practice in this state.

As used in this chapter, unless the context clearly requires otherwise, the following words and terms mean:

- (1) “Accredited”, the official authorization or status granted by an agency for a program through a voluntary process;
- (2) “Advanced practice registered nurse” or “APRN”, a person who is licensed under the provisions of this chapter to engage in the practice of advanced practice nursing as a certified clinical nurse specialist, certified nurse midwife, certified nurse practitioner, or certified registered nurse anesthetist;
- (3) “Approval”, official recognition of nursing education programs which meet standards established by the board of nursing;
- (4) “Board” or “state board”, the state board of nursing;
- (5) “Certified clinical nurse specialist”, a registered nurse who is currently certified as a clinical nurse specialist by a nationally recognized certifying board approved by the board of nursing;
- (6) “Certified nurse midwife”, a registered nurse who is currently certified as a nurse midwife by the American Midwifery Certification Board, or other nationally recognized certifying body approved by the board of nursing;
- (7) “Certified nurse practitioner”, a registered nurse who is currently certified as a nurse practitioner by a nationally recognized certifying body approved by the board of nursing;
- (8) “Certified registered nurse anesthetist”, a registered nurse who is currently certified as a nurse anesthetist by the Council on Certification of Nurse Anesthetists, the National Board of Certification and Recertification for Nurse Anesthetists, or other nationally recognized certifying body approved by the board of nursing;
- (9) “Executive director”, a qualified individual employed by the board as executive secretary or otherwise to administer the provisions of this chapter under the board's direction. Such person employed as executive director shall not be a member of the board;
- (10) “Inactive license status”, as defined by rule pursuant to section 335.061;
- (11) “Lapsed license status”, as defined by rule under section 335.061;
- (12) “Licensed practical nurse” or “practical nurse”, a person licensed pursuant to the provisions of this chapter to engage in the practice of practical nursing;
- (13) “Licensure”, the issuing of a license to candidates who have met the requirements specified under this chapter, authorizing the person to engage in the practice of advanced practice, professional, or practical nursing, and the recording of the names of those persons as holders of a license to practice advanced practice, professional, or practical nursing;
- (14) “Practice of advanced practice nursing”, the performance for compensation of activities and services consistent with the required education, training, certification, demonstrated competencies, and

experiences of an advanced practice registered nurse. **In addition to the practice of professional nursing and within the advanced practice registered nurse role and population focus, the term “practice of advanced practice nursing” shall include:**

- (a) Conducting an advanced assessment;**
- (b) Ordering and interpreting diagnostic procedures;**
- (c) Establishing primary and differential diagnoses;**
- (d) Prescribing, ordering, administering, dispensing, and furnishing therapeutic measures;**
- (e) Delegating and assigning therapeutic measures to assistive personnel;**
- (f) Consulting with other disciplines and providing referrals to health care agencies, health care providers, and community resources; and**
- (g) Other acts that require education and training consistent with professional standards and commensurate with the advanced practice registered nurse's education, certification, demonstrated competencies, and experience;**

(15) “Practice of practical nursing”, the performance for compensation of selected acts for the promotion of health and in the care of persons who are ill, injured, or experiencing alterations in normal health processes. Such performance requires substantial specialized skill, judgment and knowledge. All such nursing care shall be given under the direction of a person licensed by a state regulatory board to prescribe medications and treatments or under the direction of a registered professional nurse. For the purposes of this chapter, the term “direction” shall mean guidance or supervision provided by a person licensed by a state regulatory board to prescribe medications and treatments or a registered professional nurse, including, but not limited to, oral, written, or otherwise communicated orders or directives for patient care. When practical nursing care is delivered pursuant to the direction of a person licensed by a state regulatory board to prescribe medications and treatments or under the direction of a registered professional nurse, such care may be delivered by a licensed practical nurse without direct physical oversight;

(16) “Practice of professional nursing”, the performance for compensation of any act or action which requires substantial specialized education, judgment and skill based on knowledge and application of principles derived from the biological, physical, social, behavioral, and nursing sciences, including, but not limited to:

- (a) Responsibility for the promotion and teaching of health care and the prevention of illness to the patient and his or her family;
- (b) Assessment, data collection, nursing diagnosis, nursing care, evaluation, and counsel of persons who are ill, injured, or experiencing alterations in normal health processes;
- (c) The administration of medications and treatments as prescribed by a person licensed by a state regulatory board to prescribe medications and treatments;
- (d) The coordination and assistance in the determination and delivery of a plan of health care with all members of a health team;

(e) The teaching and supervision of other persons in the performance of any of the foregoing;

(17) “Registered professional nurse” or “registered nurse”, a person licensed pursuant to the provisions of this chapter to engage in the practice of professional nursing;

(18) “Retired license status”, any person licensed in this state under this chapter who retires from such practice. Such person shall file with the board an affidavit, on a form to be furnished by the board, which states the date on which the licensee retired from such practice, an intent to retire from the practice for at least two years, and such other facts as tend to verify the retirement as the board may deem necessary; but if the licensee thereafter reengages in the practice, the licensee shall renew his or her license with the board as provided by this chapter and by rule and regulation.

1. An advanced practice registered nurse's prescriptive authority shall include authority to:

(1) Prescribe, dispense, and administer medications and nonscheduled legend drugs, as defined in section 338.330, **and controlled substances, as provided in subsection 2 of section 195.070**, within such APRN's practice and specialty; and

(2) Notwithstanding any other provision of this chapter to the contrary, receive, prescribe, administer, and provide nonscheduled legend drug samples from pharmaceutical manufacturers to patients at no charge to the patient or any other party.

2. In addition to advanced practice registered nurses who have a collaborative practice arrangement, the provisions of subsection 1 of this section shall apply to an advanced practice registered nurse who meets the requirements described in subsection 13 of section 334.104 and is no longer required to hold a collaborative practice arrangement.

3. The board of nursing may grant a certificate of controlled substance prescriptive authority to an advanced practice registered nurse who:

(1) Submits proof of successful completion of an advanced pharmacology course that shall include preceptorial experience in the prescription of drugs, medicines, and therapeutic devices; and

(2) Provides documentation of a minimum of three hundred clock hours preceptorial experience in the prescription of drugs, medicines, and therapeutic devices with a qualified preceptor; and

(3) Provides evidence of a minimum of one thousand hours of practice in an advanced practice nursing category prior to application for a certificate of prescriptive authority. The one thousand hours shall not include clinical hours obtained in the advanced practice nursing education program. The one thousand hours of practice in an advanced practice nursing category may include transmitting a prescription order orally or telephonically or to an inpatient medical record from protocols developed in collaboration with and signed by a licensed physician; and

[(4)] (a) Has a controlled substance prescribing authority delegated in the collaborative practice arrangement under section 334.104 with a physician who has an unrestricted federal Drug Enforcement Administration registration number and who is actively engaged in a practice comparable in scope, specialty, or expertise to that of the advanced practice registered nurse; or

(b) Provides documentation of a minimum of two thousand hours of practice in advanced practice nursing, as provided in subsection 13 of section 334.104.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Eslinger, **SB 778**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Beck moved that **SB 1039** be taken up for perfection, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 1039, Page 2, Section 37.1310, Line 3, by striking “assisting and”; and further amend lines 5-12, by striking all of said lines and inserting in lieu thereof the following: **“enhancement of a statewide geospatial data infrastructure. The council shall be established within the”**; and

Further amend said bill, pages 4-5, section 37.1320, lines 77-89, by striking all of said lines; and

Further amend said bill, pages 5-6, section 37.1330, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Beck, **SB 1039**, as amended, was declared perfected and ordered printed.

Senator Bean moved that **SB 1298** be taken up for perfection, which motion prevailed.

Senator Bean offered **SS** for **SB 1298**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1298

An Act to repeal sections 301.010 and 307.010, RSMo, and to enact in lieu thereof two new sections relating to cotton trailers, with existing penalty provisions.

Senator Bean moved that **SS** for **SB 1298** be adopted, which motion prevailed.

On motion of Senator Bean, **SS** for **SB 1298** was declared perfected and ordered printed.

Senator Coleman moved that **SB 811**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for SB 811, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 811

An Act to repeal sections 21.771, 210.109, 210.112, 210.135, 210.140, 210.147, 210.762, 211.081, 566.151, and 567.030, RSMo, and to enact in lieu thereof eleven new sections relating to child protection, with penalty provisions.

Was taken up.

Senator Coleman moved that **SCS for SB 811** be adopted.

Senator Coleman offered **SS for SCS for SB 811**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 811

An Act to repeal sections 21.771, 210.109, 210.112, 210.135, 210.140, 210.147, 210.221, 210.762, 211.081, 211.221, 566.151, and 567.030, RSMo, and to enact in lieu thereof thirteen new sections relating to child protection, with penalty provisions.

Senator Coleman moved that **SS for SCS for SB 811** be adopted.

Senator Arthur offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 811, Page 25, Section 211.221, Line 11, by inserting after all of said line the following:

“452.375. 1. As used in this chapter, unless the context clearly indicates otherwise:

(1) "Custody" means joint legal custody, sole legal custody, joint physical custody or sole physical custody or any combination thereof;

(2) "Joint legal custody" means that the parents share the decision-making rights, responsibilities, and authority relating to the health, education and welfare of the child, and, unless allocated, apportioned, or decreed, the parents shall confer with one another in the exercise of decision-making rights, responsibilities, and authority;

(3) "Joint physical custody" means an order awarding each of the parents significant, but not necessarily equal, periods of time during which a child resides with or is under the care and supervision of each of the parents. Joint physical custody shall be shared by the parents in such a way as to assure the child of frequent, continuing and meaningful contact with both parents;

(4) "Third-party custody" means a third party designated as a legal and physical custodian pursuant to subdivision (5) of subsection 5 of this section.

2. The court shall determine custody in accordance with the best interests of the child. There shall be a rebuttable presumption that an award of equal or approximately equal parenting time to each parent is

in the best interests of the child. Such presumption is rebuttable only by a preponderance of the evidence in accordance with all relevant factors, including, but not limited to, the factors contained in subdivisions (1) to [(8)] **(9)** of this subsection. The presumption may be rebutted if the court finds that the parents have reached an agreement on all issues related to custody, or if the court finds that a pattern of domestic violence has occurred as set out in subdivision [(6)] **(7)** of this subsection. When the parties have not reached an agreement on all issues related to custody, the court shall consider all relevant factors and enter written findings of fact and conclusions of law, including, but not limited to, the following:

(1) The wishes of the child's parents as to custody and the proposed parenting plan submitted by both parties;

(2) The needs of the child for a frequent, continuing and meaningful relationship with both parents and the ability and willingness of parents to actively perform their functions as mother and father for the needs of the child;

(3) The interaction and interrelationship of the child with parents, siblings, and any other person who may significantly affect the child's best interests;

(4) Which parent is more likely to allow the child frequent, continuing and meaningful contact with the other parent **and the willingness and ability of parents to cooperate in the rearing of their child, to maximize sharing information and minimize exposure of the child to parental conflict, and to utilize methods for resolving disputes regarding any major decision concerning the life of the child;**

(5) The child's adjustment to the child's home, school, and community **and the child's physical, emotional, educational, and other needs.** The fact that a parent sends his or her child or children to a home school, as defined in section 167.031, shall not be the sole factor that a court considers in determining custody of such child or children;

(6) The mental and physical health of all individuals involved, including **the mental health or substance abuse history experienced by either parent;**

(7) Any history of abuse of any individuals involved, **including domestic and child abuse. In determining whether the presumption is rebutted by a pattern of domestic violence, the court shall consider the nature and context of the domestic violence and the implications of the domestic violence for parenting and for the child's safety, well-being, and developmental needs.** If the court finds that a pattern of domestic violence as defined in section 455.010 has occurred, and, if the court also finds that awarding custody to the abusive parent is in the best interest of the child, then the court shall enter written findings of fact and conclusions of law. Custody and visitation rights shall be ordered in a manner that best protects the child and any other child or children for whom the parent has custodial or visitation rights, and the parent or other family or household member who is the victim of domestic violence from any further harm, **whether physical, verbal, emotional, or psychological;**

[(7) The intention of either parent to relocate the principal residence of the child; and]

(8) [The unobstructed input of a child, free of coercion and manipulation, as to the child's custodial arrangement] **The distance between the residences of the parents seeking custody, including consideration of any relocation which has occurred or an intent to relocate; and**

(9) The reasonable input of the child as to the child's custodian, if the court deems the child to be of sufficient ability, age, and maturity to express an independent, reliable preference and that such input is in the best interests of the child and will not be emotionally damaging, with due consideration of the influence that a parent may have on the child's input.

3. (1) In any court proceedings relating to custody of a child, the court shall not award custody or unsupervised visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any of the following offenses when a child was the victim:

(a) A felony violation of section 566.030, 566.031, 566.032, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.083, 566.100, 566.101, 566.111, 566.151, 566.203, 566.206, 566.209, 566.211, or 566.215;

(b) A violation of section 568.020;

(c) A violation of subdivision (2) of subsection 1 of section 568.060;

(d) A violation of section 568.065;

(e) A violation of section 573.200;

(f) A violation of section 573.205; or

(g) A violation of section 568.175.

(2) For all other violations of offenses in chapters 566 and 568 not specifically listed in subdivision (1) of this subsection or for a violation of an offense committed in another state when a child is the victim that would be a violation of chapter 566 or 568 if committed in Missouri, the court may exercise its discretion in awarding custody or visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any such offense.

4. The general assembly finds and declares that it is the public policy of this state that frequent, continuing and meaningful contact with both parents after the parents have separated or dissolved their marriage is in the best interest of the child, except for cases where the court specifically finds that such contact is not in the best interest of the child, and that it is the public policy of this state to encourage parents to participate in decisions affecting the health, education and welfare of their children, and to resolve disputes involving their children amicably through alternative dispute resolution. In order to effectuate these policies, the general assembly encourages the court to enter a temporary parenting plan as early as practicable in a proceeding under this chapter, consistent with the provisions of subsection 2 of this section, and, in so doing, the court shall determine the custody arrangement which will best assure both parents participate in such decisions and have frequent, continuing and meaningful contact with their children so long as it is in the best interests of the child.

5. Prior to awarding the appropriate custody arrangement in the best interest of the child, the court shall consider each of the following as follows:

(1) Joint physical and joint legal custody to both parents, which shall not be denied solely for the reason that one parent opposes a joint physical and joint legal custody award. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(2) Joint physical custody with one party granted sole legal custody. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(3) Joint legal custody with one party granted sole physical custody;

(4) Sole custody to either parent; or

(5) Third-party custody or visitation:

(a) When the court finds that each parent is unfit, unsuitable, or unable to be a custodian, or the welfare of the child requires, and it is in the best interests of the child, then custody, temporary custody or visitation may be awarded to a person related by consanguinity or affinity to the child. If no person related to the child by consanguinity or affinity is willing to accept custody, then the court may award custody to any other person or persons deemed by the court to be suitable and able to provide an adequate and stable environment for the child. Before the court awards custody, temporary custody or visitation to a third person under this subdivision, the court shall make that person a party to the action;

(b) Under the provisions of this subsection, any person may petition the court to intervene as a party in interest at any time as provided by supreme court rule.

6. If the parties have not agreed to a custodial arrangement, or the court determines such arrangement is not in the best interest of the child, the court shall include a written finding in the judgment or order based on the public policy in subsection 4 of this section and each of the factors listed in subdivisions (1) to [(8)] (9) of subsection 2 of this section detailing the specific relevant factors that made a particular arrangement in the best interest of the child. If a proposed custodial arrangement is rejected by the court, the court shall include a written finding in the judgment or order detailing the specific relevant factors resulting in the rejection of such arrangement.

7. Upon a finding by the court that either parent has refused to exchange information with the other parent, which shall include but not be limited to information concerning the health, education and welfare of the child, the court shall order the parent to comply immediately and to pay the prevailing party a sum equal to the prevailing party's cost associated with obtaining the requested information, which shall include but not be limited to reasonable attorney's fees and court costs.

8. As between the parents of a child, no preference may be given to either parent in the awarding of custody because of that parent's age, sex, or financial status, nor because of the age or sex of the child. The court shall not presume that a parent, solely because of his or her sex, is more qualified than the other parent to act as a joint or sole legal or physical custodian for the child.

9. Any judgment providing for custody shall include a specific written parenting plan setting forth the terms of such parenting plan arrangements specified in subsection 8 of section 452.310. Such plan may be a parenting plan submitted by the parties pursuant to section 452.310 or, in the absence thereof, a plan determined by the court, but in all cases, the custody plan approved and ordered by the court shall be in the court's discretion and shall be in the best interest of the child.

10. After August 28, 2016, every court order establishing or modifying custody or visitation shall include the following language: "In the event of noncompliance with this order, the aggrieved party may file a verified motion for contempt. If custody, visitation, or third-party custody is denied or interfered with by a parent or third party without good cause, the aggrieved person may file a family access motion

with the court stating the specific facts that constitute a violation of the custody provisions of the judgment of dissolution, legal separation, or judgment of paternity. The circuit clerk will provide the aggrieved party with an explanation of the procedures for filing a family access motion and a simple form for use in filing the family access motion. A family access motion does not require the assistance of legal counsel to prepare and file."

11. No court shall adopt any local rule, form, or practice requiring a standardized or default parenting plan for interim, temporary, or permanent orders or judgments. Notwithstanding any other provision of law to the contrary, a court may enter an interim order in a proceeding under this chapter, provided that the interim order shall not contain any provisions about child custody or a parenting schedule or plan without first providing the parties with notice and a hearing, unless the parties otherwise agree.

12. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, both parents shall have access to records and information pertaining to a minor child including, but not limited to, medical, dental, and school records. If the parent without custody has been granted restricted or supervised visitation because the court has found that the parent with custody or any child has been the victim of domestic violence, as defined in section 455.010, by the parent without custody, the court may order that the reports and records made available pursuant to this subsection not include the address of the parent with custody or the child. A court shall order that the reports and records made available under this subsection not include the address of the parent with custody if the parent with custody is a participant in the address confidentiality program under section 589.663. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, any judgment of dissolution or other applicable court order shall specifically allow both parents access to such records and reports.

13. Except as otherwise precluded by state or federal law, if any individual, professional, public or private institution or organization denies access or fails to provide or disclose any and all records and information, including, but not limited to, past and present dental, medical and school records pertaining to a minor child, to either parent upon the written request of such parent, the court shall, upon its finding that the individual, professional, public or private institution or organization denied such request without good cause, order that party to comply immediately with such request and to pay to the prevailing party all costs incurred, including, but not limited to, attorney's fees and court costs associated with obtaining the requested information.

14. An award of joint custody does not preclude an award of child support pursuant to section 452.340 and applicable supreme court rules. The court shall consider the factors contained in section 452.340 and applicable supreme court rules in determining an amount reasonable or necessary for the support of the child.

15. If the court finds that domestic violence or abuse as defined in section 455.010 has occurred, the court shall make specific findings of fact to show that the custody or visitation arrangement ordered by the court best protects the child and the parent or other family or household member who is the victim of domestic violence, as defined in section 455.010, and any other children for whom such parent has custodial or visitation rights from any further harm."; and

Further amend the title and enacting clause accordingly.

Senator Arthur moved that the above amendment be adopted.

Senator Crawford assumed the Chair.

At the request of Senator Coleman, **SB 811**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), was placed on the Informal Calendar.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 723, regarding Yaroslav "Yarik" Chervonetskyi, which was adopted.

Senator Black offered Senate Resolution No. 724, regarding Eve Townsend, which was adopted.

Senator Hough offered Senate Resolution No. 725, regarding Aidan Coale, which was adopted.

Senator Razer offered Senate Resolution No. 726, regarding Saint Luke's Muriel I. Kauffman Women's Heart Center, Kansas City, which was adopted.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Family, Career and Community Leaders of America, advisors; and students, Sydney Lockridge; Mallory Daniels; Arihanna Heitert; Maleah Hogan; Noel Fawcette; Maya Libbert; Mariah Stemper.

Senator May introduced to the Senate, Theda Wilson, St. Louis.

Senator Eslinger introduced to the Senate, Katie Brennan, Cabool; Renee Nash, Alton; Kaylee Pendergrass, Willow Springs; and Jacqueline Anderson, Alton.

Senator Arthur introduced to the Senate, MO Association of Colleges for Teacher Education members, Lincoln University Legislative Liason, Dr. Ayanna Shivers; Presidnt-Elect- UMSL, Dr. Stephanie Kolcnowski; Missouri State University Treasurer, Dr. Daniel Hellman; board member, Dr. Beth Kaneya-Goshe; board member, Dr. Adria Waters; Buddy Alberson; Dr. Michele Augustin; Dr. Stephanie Clark; Dr. Avila Hendricks; and Dr. Alicia Lincoln.

Senator Carter introduced to the Senate, President of Missouri Southern University, Dean Van Galen, Joplin.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

TWENTY-EIGHTH DAY—THURSDAY, FEBRUARY 29, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter	SB 1462-Trent
SB 1429-Carter	SB 1463-O'Laughlin
SB 1430-Bernskoetter	SB 1464-Schroer
SB 1431-Bernskoetter	SB 1465-Schroer
SB 1432-Mosley	SB 1466-Schroer
SB 1433-Eslinger	SB 1467-Schroer
SB 1434-Thompson Rehder	SB 1468-Luetkemeyer
SB 1435-Rowden	SB 1469-Cierpiot
SB 1436-Schroer	SB 1470-Cierpiot
SB 1437-Schroer	SB 1471-McCreery
SB 1438-May	SB 1472-McCreery
SB 1439-Roberts	SB 1473-Carter
SB 1440-Coleman	SB 1474-Carter
SB 1441-Trent	SB 1475-Trent
SB 1442-McCreery	SB 1476-Brown (16)
SB 1443-McCreery	SB 1477-Brown (16)
SB 1444-McCreery	SB 1478-Fitzwater
SB 1445-McCreery	SB 1479-Hough
SB 1446-Williams	SB 1480-Eigel
SB 1447-Williams	SB 1481-Gannon
SB 1448-Razer	SB 1482-Crawford
SB 1449-Razer	SB 1483-Bean
SB 1450-Thompson Rehder	SB 1484-Eslinger
SB 1451-Thompson Rehder	SB 1485-Brown (16)
SB 1452-Moon	SB 1486-McCreery
SB 1453-Brown (16)	SB 1487-Brown (26)
SB 1454-Brown (16)	SB 1488-Rizzo
SB 1455-Eslinger	SB 1489-Rizzo
SB 1456-Rizzo	SB 1490-Washington
SB 1457-Razer	SB 1491-Trent
SB 1458-Razer	SB 1492-Hoskins
SB 1459-Koenig	SB 1493-Eigel
SB 1460-Brown (26)	SJR 89-Eigel
SB 1461-Trent	SJR 90-Cierpiot

SJR 91-Rowden
SJR 92-Fitzwater

SJR 93-Bernskoetter

HOUSE BILLS ON SECOND READING

HCS for HB 1989
HB 1488-Shields
HCS for HB 1511
HB 1960-Riley
HCS for HB 1720
HB 2062-Brown, C. (16)

HCS for HB 1659
HB 1803-Thompson
HB 1495-Griffith
HB 1909-Taylor (48)
HCS for HB 1749

THIRD READING OF SENATE BILLS

SB 736-Crawford (In Fiscal Oversight)
SS#2 for SCS for SBs 754, 746, 788,
765, 841, 887 & 861-Luetkemeyer
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 862-Thompson Rehder
SB 756-Luetkemeyer, with SCS

SB 1392-Trent
SB 1375-Eslinger

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 748-Hough
SB 778-Eslinger, with SS & SA 1 (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)

SB 811-Coleman, with SCS, SS for SCS &
SA 1 (pending)
SB 830-Rowden, with SS, SA 2 & point of
order (pending)
SB 872-Eslinger, with SS & SA 1 (pending)
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of
order (pending)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

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Journal of the Senate

SECOND REGULAR SESSION

TWENTY-EIGHTH DAY - THURSDAY, FEBRUARY 29, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

“The Lord himself goes before you and will be with you; he will never leave you nor forsake you. Do not be afraid; do not be discouraged.” (Deuteronomy 31:8 NIV)

Almighty God, as we prepare to go home to our families this weekend, we lift up to You those from our State’s Highway Patrol and National Guard who are preparing to go to Texas. We ask that they would be able to sense Your presence and know that You are with them. We also ask that you would give them strength and courage, and protect them. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU-8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

RESOLUTIONS

Senator Bean offered Senate Resolution No. 727, regarding the Neelyville High School Lady Tigers cheerleaders, Neelyville, which was adopted.

Senator Arthur offered Senate Resolution No. 728, regarding Eagle Scout Julian James Abella, Kansas City, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 729, regarding Lisa Borden, Callao, which was adopted.

Senator Hoskins offered Senate Resolution No. 730, regarding the Fiftieth Anniversary of Chuck Anderson Ford, Excelsior Springs, which was adopted.

Senator Fitzwater offered Senate Resolution No. 731, regarding the Fiftieth Wedding Anniversary of Betty and Randy Railton, Fulton, which was adopted.

INTRODUCTION OF BILLS

The following Bills and Joint Resolutions were read the 1st time and ordered printed:

SB 1494—By Gannon.

An Act to amend chapter 191, RSMo, by adding thereto one new section relating to the boarding of certain individuals at hospitals.

SB 1495—By Gannon.

An Act to repeal section 86.213, RSMo, and to enact in lieu thereof one new section relating to surviving spouses in the police retirement system of St. Louis.

SB 1496—By Schroer.

An Act to repeal sections 143.011, 144.014, 144.020, and 144.1021, RSMo, and to enact in lieu thereof four new sections relating to taxation.

SB 1497—By Carter.

An Act to amend chapter 161, RSMo, by adding thereto one new section relating to agreements with the department of elementary and secondary education.

SB 1498—By Beck.

An Act to amend chapter 324, RSMo, by adding thereto nine new sections relating to statewide mechanical contractor licenses, with penalty provisions.

SB 1499—By Brattin.

An Act to amend chapter 566, RSMo, by adding thereto one new section relating to punishment for certain sexual offenses.

SB 1500—By Brattin.

An Act to repeal section 266.160, RSMo, and to enact in lieu thereof one new section relating to commercial feed.

SB 1501—By Brattin.

An Act to amend chapter 407, RSMo, by adding thereto one new section relating to the disclosure of personal information online.

SB 1502—By Coleman.

An Act to amend chapter 221, RSMo, by adding thereto one new section relating to jail expenses.

SB 1503—By Williams.

An Act to repeal section 301.140, RSMo, and to enact in lieu thereof one new section relating to temporary license plates.

SB 1504—By May.

An Act to repeal sections 169.410, 169.450, and 169.490, RSMo, and to enact in lieu thereof three new sections relating to contribution rates for the public school retirement system of the city of St. Louis.

SB 1505—By Eslinger.

An Act to amend chapter 407, RSMo, by adding thereto four new sections relating to unlawful merchandising practices in the advertising of legal services.

SB 1506—By Black.

An Act to repeal section 168.500, RSMo, and to enact in lieu thereof one new section relating to the career ladder program.

SB 1507—By Washington.

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to digital assets.

SB 1508—By McCreery.

An Act to amend chapter 162, RSMo, by adding thereto five new sections relating to early childhood education.

SB 1509—By Trent.

An Act to amend supreme court rule 52.08, relating to class actions.

SB 1510—By Trent.

An Act to repeal section 302.181, RSMo, and to enact in lieu thereof one new section relating to driver's and nondriver's licenses for United States citizens.

SB 1511—By Washington.

An Act to repeal sections 140.010, 140.250, 140.420, 140.980, 140.981, 140.982, 140.983, 140.984, 140.985, 140.986, 140.987, 140.988, 140.991, 140.1000, 140.1006, 140.1009, 140.1012, 141.220, 141.230, 141.250, 141.270, 141.290, 141.300, 141.320, 141.330, 141.360, 141.410, 141.440, 141.500, 141.520, 141.535, 141.540, 141.550, 141.560, 141.570, 141.580, 141.610, 141.620, 141.680, 141.700, 141.820, 141.830, 141.840, 141.850, 141.860, 141.870, 141.880, 141.890, 141.900, 141.910, 141.920, 141.930, 141.931, 141.940, 141.950, 141.960, 141.970, 141.980, 141.984, 141.1009, and 249.255, RSMo, and section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, and to enact in lieu thereof forty-eight new sections relating to the collection of delinquent taxes, with penalty provisions.

SB 1512—By Fitzwater.

An Act to amend chapters 9 and 227, RSMo, by adding thereto three new sections relating to state designations.

SB 1513—By Eigel.

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to the release of contaminants into public water systems or drinking water sources.

SB 1514—By Eigel.

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to the vinyl chloride level in drinking water.

SB 1515—By Eigel.

An Act to amend chapter 590, RSMo, by adding thereto one new section relating to a pilot program for veterans and first responders.

SB 1516—By Eigel.

An Act to repeal section 643.310, RSMo, and to enact in lieu thereof one new section relating to motor vehicle emissions inspections.

SB 1517—By Eigel.

An Act to repeal sections 142.803 and 142.822, RSMo, and to enact in lieu thereof two new sections relating to taxation of motor fuel, with an emergency clause.

SB 1518—By Eigel.

An Act to amend chapters 34, 347, and 351, RSMo, by adding thereto three new sections relating to prohibiting discrimination against businesses based on environmental, social, and governance scores.

SB 1519—By Eigel.

An Act to repeal section 137.076, RSMo, and to enact in lieu thereof one new section relating to the assessment of real property.

SB 1520—By Hoskins.

An Act to amend chapter 577, RSMo, by adding thereto one new section relating to illegal immigrants, with penalty provisions.

SJR 94—By Roberts.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article VI of the Constitution of Missouri, by adding thereto one new section relating to the appointment of certain St. Louis City officers.

SJR 95—By Trent.

Joint Resolution submitting to the qualified voters of Missouri, an amendment to article I of the Constitution of Missouri, by adding thereto one new section relating to access by parents to educational materials.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SJR 71**, **SB 1039**, **SS** for **SB 802**, and **SS** for **SB 1298** begs leave to report that it has examined the same and finds that the bills and joint resolution have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Thompson Rehder moved that **SB 862** be taken up for perfection, which motion prevailed.

Senator Thompson Rehder offered **SS** for **SB 862**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 862

An Act to repeal section 210.560, RSMo, and to enact in lieu thereof one new section relating to money held by the children's division for the benefit of a child.

Senator Thompson Rehder moved that **SS** for **SB 862** be adopted.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 862, Page 1, In the Title, Lines 3-4, by striking “money held by the children's division for the benefit of a child” and inserting in lieu thereof the following: “child protection”; and

Further amend said bill, page 5, Section 210.560, line 149, by inserting after all of said line the following:

“452.375. 1. As used in this chapter, unless the context clearly indicates otherwise:

(1) “Custody” means joint legal custody, sole legal custody, joint physical custody or sole physical custody or any combination thereof;

(2) “Joint legal custody” means that the parents share the decision-making rights, responsibilities, and authority relating to the health, education and welfare of the child, and, unless allocated, apportioned, or decreed, the parents shall confer with one another in the exercise of decision-making rights, responsibilities, and authority;

(3) “Joint physical custody” means an order awarding each of the parents [significant, but not necessarily equal,] **substantially equal** periods of time during which a child resides with or is under the care and supervision of each of the parents. Joint physical custody shall be shared by the parents in such a way as to assure the child of frequent, continuing and meaningful contact with both parents;

(4) “Third-party custody” means a third party designated as a legal and physical custodian pursuant to subdivision (5) of subsection 5 of this section.

2. The court shall determine custody in accordance with the best interests of the child. There shall be a rebuttable presumption that an award of equal or [approximately] **substantially** equal parenting time to each parent is in the best interests of the child. Such presumption is rebuttable only by a preponderance of the evidence in accordance with all relevant factors, including, but not limited to, the factors contained in subdivisions (1) to [(8)] **(9)** of this subsection. The presumption may be rebutted if the court finds that the parents have reached an agreement on all issues related to custody, or if the court finds that a pattern of domestic violence has occurred as set out in subdivision [(6)] **(7)** of this subsection. When the parties have not reached an agreement on all issues related to custody, the court shall consider all relevant factors and enter written findings of fact and conclusions of law, including, but not limited to, the following:

(1) The wishes of the child's parents as to custody and the proposed parenting plan submitted by both parties;

(2) The needs of the child for a frequent, continuing and meaningful relationship with both parents and the ability and willingness of parents to actively perform their functions as mother and father for the needs of the child;

(3) The interaction and interrelationship of the child with parents, siblings, and any other person who may significantly affect the child's best interests;

(4) Which parent is more likely to allow the child frequent, continuing and meaningful contact with the other parent **and the willingness and ability of parents to cooperate in the rearing of their child, to maximize sharing information and minimize exposure of the child to parental conflict, and to utilize methods for resolving disputes regarding any major decision concerning the life of the child;**

(5) The child's adjustment to the child's home, school, and community **and the child's physical, emotional, educational, and other needs.** The fact that a parent sends his or her child or children to a home school, as defined in section 167.031, shall not be the sole factor that a court considers in determining custody of such child or children;

(6) The mental and physical health of all individuals involved, including **the mental health or substance abuse history experienced by either parent;**

(7) Any history of abuse of any individuals involved, **including domestic and child abuse. In determining whether the presumption is rebutted by a pattern of domestic violence, the court shall consider the nature and context of the domestic violence and the implications of the domestic violence for parenting and for the child's safety, well-being, and developmental needs.** If the court finds that a pattern of domestic violence as defined in section 455.010 has occurred, and, if the court also finds that awarding custody to the abusive parent is in the best interest of the child, then the court shall enter written findings of fact and conclusions of law. Custody and visitation rights shall be ordered in a manner that best protects the child and any other child or children for whom the parent has custodial or visitation rights, and the parent or other family or household member who is the victim of domestic violence from any further harm, **whether physical, verbal, emotional, or psychological;**

[(7) The intention of either parent to relocate the principal residence of the child; and]

(8) [The unobstructed input of a child, free of coercion and manipulation, as to the child's custodial arrangement] **The distance between the residences of the parents seeking custody, including consideration of any relocation which has occurred or an intent to relocate; and**

(9) The reasonable input of the child as to the child's custodian, if the court deems the child to be of sufficient ability, age, and maturity to express an independent, reliable preference and that such input is in the best interests of the child and will not be emotionally damaging, with due consideration of the influence that a parent may have on the child's input.

3. (1) In any court proceedings relating to custody of a child, the court shall not award custody or unsupervised visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any of the following offenses when a child was the victim:

(a) A felony violation of section 566.030, 566.031, 566.032, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.083, 566.100, 566.101, 566.111, 566.151, 566.203, 566.206, 566.209, 566.211, or 566.215;

(b) A violation of section 568.020;

(c) A violation of subdivision (2) of subsection 1 of section 568.060;

(d) A violation of section 568.065;

(e) A violation of section 573.200;

(f) A violation of section 573.205; or

(g) A violation of section 568.175.

(2) For all other violations of offenses in chapters 566 and 568 not specifically listed in subdivision (1) of this subsection or for a violation of an offense committed in another state when a child is the victim that would be a violation of chapter 566 or 568 if committed in Missouri, the court may exercise its discretion in awarding custody or visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any such offense.

4. The general assembly finds and declares that it is the public policy of this state that frequent, continuing and meaningful contact with both parents after the parents have separated or dissolved their marriage is in the best interest of the child, except for cases where the court specifically finds that such contact is not in the best interest of the child, and that it is the public policy of this state to encourage parents to participate in decisions affecting the health, education and welfare of their children, and to resolve disputes involving their children amicably through alternative dispute resolution. In order to effectuate these policies, the general assembly encourages the court to enter a temporary parenting plan as early as practicable in a proceeding under this chapter, consistent with the provisions of subsection 2 of this section, and, in so doing, the court shall determine the custody arrangement which will best assure both parents participate in such decisions and have frequent, continuing and meaningful contact with their children so long as it is in the best interests of the child.

5. Prior to awarding the appropriate custody arrangement in the best interest of the child, the court shall consider each of the following as follows:

(1) Joint physical and joint legal custody to both parents, which shall not be denied solely for the reason that one parent opposes a joint physical and joint legal custody award. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(2) Joint physical custody with one party granted sole legal custody. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(3) Joint legal custody with one party granted sole physical custody;

(4) Sole custody to either parent; or

(5) Third-party custody or visitation:

(a) When the court finds that each parent is unfit, unsuitable, or unable to be a custodian, or the welfare of the child requires, and it is in the best interests of the child, then custody, temporary custody or visitation may be awarded to a person related by consanguinity or affinity to the child. If no person related to the child by consanguinity or affinity is willing to accept custody, then the court may award custody to any other person or persons deemed by the court to be suitable and able to provide an adequate and stable environment for the child. Before the court awards custody, temporary custody or visitation to a third person under this subdivision, the court shall make that person a party to the action;

(b) Under the provisions of this subsection, any person may petition the court to intervene as a party in interest at any time as provided by supreme court rule.

6. If the parties have not agreed to a custodial arrangement, or the court determines such arrangement is not in the best interest of the child, the court shall include a written finding in the judgment or order based on the public policy in subsection 4 of this section and each of the factors listed in subdivisions (1) to [(8)] (9) of subsection 2 of this section detailing the specific relevant factors that made a particular arrangement in the best interest of the child. If a proposed custodial arrangement is rejected by the court, the court shall include a written finding in the judgment or order detailing the specific relevant factors resulting in the rejection of such arrangement.

7. Upon a finding by the court that either parent has refused to exchange information with the other parent, which shall include but not be limited to information concerning the health, education and welfare of the child, the court shall order the parent to comply immediately and to pay the prevailing party a sum equal to the prevailing party's cost associated with obtaining the requested information, which shall include but not be limited to reasonable attorney's fees and court costs.

8. As between the parents of a child, no preference may be given to either parent in the awarding of custody because of that parent's age, sex, or financial status, nor because of the age or sex of the child. The court shall not presume that a parent, solely because of his or her sex, is more qualified than the other parent to act as a joint or sole legal or physical custodian for the child.

9. Any judgment providing for custody shall include a specific written parenting plan setting forth the terms of such parenting plan arrangements specified in subsection 8 of section 452.310. Such plan may be a parenting plan submitted by the parties pursuant to section 452.310 or, in the absence thereof, a plan determined by the court, but in all cases, the custody plan approved and ordered by the court shall be in the court's discretion and shall be in the best interest of the child.

10. After August 28, 2016, every court order establishing or modifying custody or visitation shall include the following language: “In the event of noncompliance with this order, the aggrieved party may file a verified motion for contempt. If custody, visitation, or third-party custody is denied or interfered with by a parent or third party without good cause, the aggrieved person may file a family access motion with the court stating the specific facts that constitute a violation of the custody provisions of the judgment of dissolution, legal separation, or judgment of paternity. The circuit clerk will provide the aggrieved party with an explanation of the procedures for filing a family access motion and a simple form for use in filing the family access motion. A family access motion does not require the assistance of legal counsel to prepare and file.”.

11. No court shall adopt any local rule, form, or practice requiring a standardized or default parenting plan for interim, temporary, or permanent orders or judgments. Notwithstanding any other provision of law to the contrary, a court may enter an interim order in a proceeding under this chapter, provided that the interim order shall not contain any provisions about child custody or a parenting schedule or plan without first providing the parties with notice and a hearing, unless the parties otherwise agree.

12. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, both parents shall have access to records and information pertaining to a minor child including, but not limited to, medical, dental, and school records. If the parent without custody has been granted restricted or supervised visitation because the court has found that the parent with custody or any child has been the victim of domestic violence, as defined in section 455.010, by the parent without custody, the court may order that the reports and records made available pursuant to this subsection not include the address of the parent with custody or the child. A court shall order that the reports and records made available under this subsection not include the address of the parent with custody if the parent with custody is a participant in the address confidentiality program under section 589.663. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, any judgment of dissolution or other applicable court order shall specifically allow both parents access to such records and reports.

13. Except as otherwise precluded by state or federal law, if any individual, professional, public or private institution or organization denies access or fails to provide or disclose any and all records and information, including, but not limited to, past and present dental, medical and school records pertaining to a minor child, to either parent upon the written request of such parent, the court shall, upon its finding that the individual, professional, public or private institution or organization denied such request without good cause, order that party to comply immediately with such request and to pay to the prevailing party all costs incurred, including, but not limited to, attorney's fees and court costs associated with obtaining the requested information.

14. An award of joint custody does not preclude an award of child support pursuant to section 452.340 and applicable supreme court rules. The court shall consider the factors contained in section 452.340 and applicable supreme court rules in determining an amount reasonable or necessary for the support of the child.

15. If the court finds that domestic violence or abuse as defined in section 455.010 has occurred, the court shall make specific findings of fact to show that the custody or visitation arrangement ordered by the court best protects the child and the parent or other family or household member who is the victim of

domestic violence, as defined in section 455.010, and any other children for whom such parent has custodial or visitation rights from any further harm.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Luetkemeyer assumed the Chair.

Senator Arthur offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 862, Page 1, Section 452.375, Lines 19-20, by striking the opening and closing brackets and the underlined words; and

Further amend said amendment and section, page 2, line 32, by striking the opening and closing brackets and the underlined word.

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator Brattin moved that **SA 1**, as amended, be adopted, which motion prevailed.

Senator Fitzwater assumed the Chair.

Senator Koenig offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 862, Page 5, Section 210.560, Line 149, by inserting after all of said line the following:

“211.221. In placing a child in or committing a child to the custody of an individual or of a private agency or institution, the court, **children's division, or any child-placing agency contracting with the state to provide foster care services** shall, whenever practicable, select either a person, or an agency or institution governed by persons of the same religious faith as that of the parents of such child, or in case of a difference in the religious faith of the parents, then of the religious faith of the child or if the religious faith of the child is not ascertainable, then of the faith of either of the parents.”; and

Further amend the title and enacting clause accordingly.

Senator Koenig moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 862, Page 1, Section A, Line 3, by inserting after all of said line the following:

“191.1720. 1. This section shall be known and may be cited as the “Missouri Save Adolescents from Experimentation (SAFE) Act”.

2. For purposes of this section, the following terms mean:

(1) “Biological sex”, the biological indication of male or female in the context of reproductive potential or capacity, such as sex chromosomes, naturally occurring sex hormones, gonads, and nonambiguous internal and external genitalia present at birth, without regard to an individual's psychological, chosen, or subjective experience of gender;

(2) “Cross-sex hormones”, testosterone, estrogen, or other androgens given to an individual in amounts that are greater or more potent than would normally occur naturally in a healthy individual of the same age and sex;

(3) “Gender”, the psychological, behavioral, social, and cultural aspects of being male or female;

(4) “Gender transition”, the process in which an individual transitions from identifying with and living as a gender that corresponds to his or her biological sex to identifying with and living as a gender different from his or her biological sex, and may involve social, legal, or physical changes;

(5) “Gender transition surgery”, a surgical procedure performed for the purpose of assisting an individual with a gender transition, including, but not limited to:

(a) Surgical procedures that sterilize, including, but not limited to, castration, vasectomy, hysterectomy, oophorectomy, orchiectomy, or penectomy;

(b) Surgical procedures that artificially construct tissue with the appearance of genitalia that differs from the individual's biological sex, including, but not limited to, metoidioplasty, phalloplasty, or vaginoplasty; or

(c) Augmentation mammoplasty or subcutaneous mastectomy;

(6) “Health care provider”, an individual who is licensed, certified, or otherwise authorized by the laws of this state to administer health care in the ordinary course of the practice of his or her profession;

(7) “Puberty-blocking drugs”, gonadotropin-releasing hormone analogues or other synthetic drugs used to stop luteinizing hormone secretion and follicle stimulating hormone secretion, synthetic antiandrogen drugs to block the androgen receptor, or any other drug used to delay or suppress pubertal development in children for the purpose of assisting an individual with a gender transition.

3. A health care provider shall not knowingly perform a gender transition surgery on any individual under eighteen years of age.

4. (1) A health care provider shall not knowingly prescribe or administer cross-sex hormones or puberty-blocking drugs for the purpose of a gender transition for any individual under eighteen years of age.

(2) The provisions of this subsection shall not apply to the prescription or administration of cross-sex hormones or puberty-blocking drugs for any individual under eighteen years of age who was prescribed or administered such hormones or drugs prior to August 28, 2023, for the purpose of assisting the individual with a gender transition.

[(3) The provisions of this subsection shall expire on August 28, 2027.]

5. The performance of a gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age in violation of this section shall be considered unprofessional conduct and any health care provider doing so shall have his or her license to practice revoked by the appropriate licensing entity or disciplinary review board with competent jurisdiction in this state.

6. (1) The prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age for the purpose of a gender transition shall be considered grounds for a cause of action against the health care provider. The provisions of chapter 538 shall not apply to any action brought under this subsection.

(2) An action brought pursuant to this subsection shall be brought within fifteen years of the individual injured attaining the age of twenty-one or of the date the treatment of the injury at issue in the action by the defendant has ceased, whichever is later.

(3) An individual bringing an action under this subsection shall be entitled to a rebuttable presumption that the individual was harmed if the individual is infertile following the prescription or administration of cross-sex hormones or puberty-blocking drugs and that the harm was a direct result of the hormones or drugs prescribed or administered by the health care provider. Such presumption may be rebutted only by clear and convincing evidence.

(4) In any action brought pursuant to this subsection, a plaintiff may recover economic and noneconomic damages and punitive damages, without limitation to the amount and no less than five hundred thousand dollars in the aggregate. The judgment against a defendant in an action brought pursuant to this subsection shall be in an amount of three times the amount of any economic and noneconomic damages or punitive damages assessed. Any award of damages in an action brought pursuant to this subsection to a prevailing plaintiff shall include attorney's fees and court costs.

(5) An action brought pursuant to this subsection may be brought in any circuit court of this state.

(6) No health care provider shall require a waiver of the right to bring an action pursuant to this subsection as a condition of services. The right to bring an action by or through an individual under the age of eighteen shall not be waived by a parent or legal guardian.

(7) A plaintiff to an action brought under this subsection may enter into a voluntary agreement of settlement or compromise of the action, but no agreement shall be valid until approved by the court. No agreement allowed by the court shall include a provision regarding the nondisclosure or confidentiality of the terms of such agreement unless such provision was specifically requested and agreed to by the plaintiff.

(8) If requested by the plaintiff, any pleadings, attachments, or exhibits filed with the court in any action brought pursuant to this subsection, as well as any judgments issued by the court in such actions, shall not include the personal identifying information of the plaintiff. Such information shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

7. The provisions of this section shall not apply to any speech protected by the First Amendment of the United States Constitution.

8. The provisions of this section shall not apply to the following:

(1) Services to individuals born with a medically-verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46,XX chromosomes with virilization, 46,XY chromosomes with undervirilization, or having both ovarian and testicular tissue;

(2) Services provided when a physician has otherwise diagnosed an individual with a disorder of sex development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

(3) The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs regardless of whether the surgery was performed or the hormones or drugs were prescribed or administered in accordance with state and federal law; or

(4) Any procedure undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the individual in imminent danger of death or impairment of a major bodily function unless surgery is performed.”; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Razer raised the point of order that **SA 3** is not germane to the underlying bill.

The point of order was referred to the President Pro Tem, who took it under advisement, which placed **SB 862**, with **SS** and **SA 3** (pending), on the Informal Calendar.

RE-REFERRALS

President Pro Tem Rowden re-referred **SB 1372** to the Committee on Judiciary and Civil and Criminal Jurisprudence.

President Pro Tem Rowden re-referred **SB 882** and **SB 885** to the Select Committee on Empowering Missouri Parents and Children.

President Pro Tem Rowden re-referred **SB 998** to the Committee on Transportation, Infrastructure and Public Safety.

REFERRALS

President Pro Tem Rowden referred **SS** for **SCS** for **SJR 71**, **SS** for **SB 802**, and **SS** for **SB 1298** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2430**, entitled:

An Act to repeal sections 137.073 and 137.115, RSMo, and to enact in lieu thereof two new sections relating to personal property valuations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1912**, entitled:

An Act to repeal sections 143.081 and 143.436, RSMo, and to enact in lieu thereof two new sections relating to the taxation of pass-through entities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2057**, entitled:

An Act to repeal section 67.2677, RSMo, and to enact in lieu thereof one new section relating to municipal franchise fees for video service providers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HBs 2134 and 1956**, entitled:

An Act to repeal sections 644.016, 644.041, 644.051, and 644.145, RSMo, and to enact in lieu thereof four new sections relating to the Missouri clean water law, with an emergency clause.

Emergency Clause Adopted.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HBs 1626 and 1940**, entitled:

An Act to repeal sections 302.177, 302.272, and 302.735, RSMo, and to enact in lieu thereof three new sections relating to school bus endorsements, with an emergency clause.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Brattin introduced to the Senate, Kathy and her daughter, Hannah Thomas, Lee's Summit; and Angie and her daughter, Emma Dubbert, Pleasant Hill; and Hannah and Emma were made honorary pages.

Senator Arthur introduced to the Senate, Dr. Steven Cohen.

On motion of Senator O'Laughlin, the Senate adjourned until 4:00 p.m., Monday, March 4, 2024.

SENATE CALENDAR

TWENTY-NINTH DAY-MONDAY, MARCH 4, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter	SB 1453-Brown (16)
SB 1429-Carter	SB 1454-Brown (16)
SB 1430-Bernskoetter	SB 1455-Eslinger
SB 1431-Bernskoetter	SB 1456-Rizzo
SB 1432-Mosley	SB 1457-Razer
SB 1433-Eslinger	SB 1458-Razer
SB 1434-Thompson Rehder	SB 1459-Koenig
SB 1435-Rowden	SB 1460-Brown (26)
SB 1436-Schroer	SB 1461-Trent
SB 1437-Schroer	SB 1462-Trent
SB 1438-May	SB 1463-O'Laughlin
SB 1439-Roberts	SB 1464-Schroer
SB 1440-Coleman	SB 1465-Schroer
SB 1441-Trent	SB 1466-Schroer
SB 1442-McCreery	SB 1467-Schroer
SB 1443-McCreery	SB 1468-Luetkemeyer
SB 1444-McCreery	SB 1469-Cierpiot
SB 1445-McCreery	SB 1470-Cierpiot
SB 1446-Williams	SB 1471-McCreery
SB 1447-Williams	SB 1472-McCreery
SB 1448-Razer	SB 1473-Carter
SB 1449-Razer	SB 1474-Carter
SB 1450-Thompson Rehder	SB 1475-Trent
SB 1451-Thompson Rehder	SB 1476-Brown (16)
SB 1452-Moon	SB 1477-Brown (16)

SB 1478-Fitzwater	SB 1503-Williams
SB 1479-Hough	SB 1504-May
SB 1480-Eigel	SB 1505-Eslinger
SB 1481-Gannon	SB 1506-Black
SB 1482-Crawford	SB 1507-Washington
SB 1483-Bean	SB 1508-McCreery
SB 1484-Eslinger	SB 1509-Trent
SB 1485-Brown (16)	SB 1510-Trent
SB 1486-McCreery	SB 1511-Washington
SB 1487-Brown (26)	SB 1512-Fitzwater
SB 1488-Rizzo	SB 1513-Eigel
SB 1489-Rizzo	SB 1514-Eigel
SB 1490-Washington	SB 1515-Eigel
SB 1491-Trent	SB 1516-Eigel
SB 1492-Hoskins	SB 1517-Eigel
SB 1493-Eigel	SB 1518-Eigel
SB 1494-Gannon	SB 1519-Eigel
SB 1495-Gannon	SB 1520-Hoskins
SB 1496-Schroer	SJR 89-Eigel
SB 1497-Carter	SJR 90-Cierpiot
SB 1498-Beck	SJR 91-Rowden
SB 1499-Brattin	SJR 92-Fitzwater
SB 1500-Brattin	SJR 93-Bernskoetter
SB 1501-Brattin	SJR 94-Roberts
SB 1502-Coleman	SJR 95-Trent

HOUSE BILLS ON SECOND READING

HCS for HB 1989	HB 1495-Griffith
HB 1488-Shields	HB 1909-Taylor (48)
HCS for HB 1511	HCS for HB 1749
HB 1960-Riley	HB 2430-McGill
HCS for HB 1720	HB 1912-McGill
HB 2062-Brown, C. (16)	HB 2057-Keathley
HCS for HB 1659	HCS for HBs 2134 & 1956
HB 1803-Thompson	HCS for HBs 1626 & 1940

THIRD READING OF SENATE BILLS

SB 736-Crawford (In Fiscal Oversight)
SS#2 for SCS for SBs 754, 746, 788,
765, 841, 887 & 861-Luetkemeyer
(In Fiscal Oversight)
SS for SCS for SJR 71-Black
(In Fiscal Oversight)

SB 1039-Roberts and Beck
SS for SB 802-Trent (In Fiscal Oversight)
SS for SB 1298-Bean
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

SB 756-Luetkemeyer, with SCS
SB 1392-Trent

SB 1375-Eslinger

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 748-Hough
SB 778-Eslinger, with SS & SA 1 (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 811-Coleman, with SCS, SS for SCS & SA 1
(pending)

SB 830-Rowden, with SS, SA 2 & point of
order (pending)
SB 862-Thompson Rehder, with SS, SA 3 &
point of order (pending)
SB 872-Eslinger, with SS & SA 1 (pending)
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Journal of the Senate

SECOND REGULAR SESSION

TWENTY-NINTH DAY - MONDAY, MARCH 4, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"Be very careful, then, how you live—not as unwise but as wise, making the most of every opportunity, because the days are evil. Therefore, do not be foolish, but understand what the Lord's will is." (Ephesians 5:15-17 NIV)

Almighty God, as we start back to this week's work, we ask for Your help and guidance to make the most of the opportunities before us. Give us wisdom to understand Your will in all things as we work together for the betterment of our state and its residents. We ask this In Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, February 29, 2024, was read and approved.

Photographers from Gray TV and the Missouri Independent were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	May	McCreery	Moon	O'Laughlin
Razer	Rizzo	Rowden	Schroer	Thompson Rehder	Trent	Washington

Williams—29

Absent—Senator Coleman—1

Absent with leave—Senators

Brown (16th Dist.)	Eigel	Mosley	Roberts—4
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Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 732, regarding Jakob Boyer, Hermitage, which was adopted.

Senators Washington and Razer offered Senate Resolution No. 733, regarding the death of Wilhemina L. Stewart, Grandview, which was adopted.

Senator Washington offered Senate Resolution No. 734, regarding Black Archives of Mid-America, Kansas City, which was adopted.

Senator Washington offered Senate Resolution No. 735, regarding the death of Dan White, Kansas City, which was adopted.

Senator Rowden offered Senate Resolution No. 736, regarding Megan Sievers, Hallsville, which was adopted.

Senator Arthur offered Senate Resolution No. 737, regarding Ellen "Nelly Don" Quinlan Donnelly Reed, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 738, regarding Karen McCauley, which was adopted.

Senator Bean offered Senate Resolution No. 739, regarding Elliott Furlow, which was adopted.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
February 27, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Christopher Cole, 2320 Perryville Road, Cape Girardeau, Cape Girardeau County, Missouri 63701, as a member of the Missouri Real Estate Commission, for a term ending October 16, 2028, and until his successor is duly appointed and qualified; vice, Stephen M. Kenny, resigned.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden moved that the above withdrawal be returned to the Governor per his request, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Thompson Rehder moved that **SB 862**, with **SS**, **SA 3**, and point of order (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 3 was again taken up.

At the request of Senator Razer, the point of order was withdrawn.

Senator Thompson Rehder raised the point of order that **SA 3** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the request of Senator Moon, **SA 3** was withdrawn, rendering the point of order moot.

Senator Hough assumed the Chair.

President Kehoe assumed the Chair.

Senator Black offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 862, Page 1, Section A, Line 3, by inserting after all of said line the following:

“210.201. As used in sections 210.201 to 210.257, the following terms mean:

- (1) “Child”, an individual who is under the age of seventeen;
- (2) “Child care”, care of a child away from his or her home for any part of the twenty-four-hour day for compensation or otherwise. Child care is a voluntary supplement to parental responsibility for the child's protection, development, and supervision;
- (3) “Child-care facility” or “child care facility”, a house or other place conducted or maintained by any person who advertises or holds himself or herself out as providing child care for any part of the twenty-four-hour day for compensation or otherwise if providing child care to more than:
 - (a) Six children; or
 - (b) Three children under two years of age;
- (4) “Child care provider” or “provider”, the person or persons licensed or required to be licensed under section 210.221 to establish, conduct, or maintain a child care facility;
- (5) “Day camp”, a program operated by a person or organization between the hours of 6:00 a.m. and 7:00 p.m., when a local school system is not in session requiring actual pupil attendance, and with the primary function of providing a recreational program for children five years of age or older who are enrolled in kindergarten or any grade above kindergarten, but providing no child care for children under five years of age who are not yet enrolled in kindergarten in the same space or in the same outdoor play area simultaneously;
- (6) “Montessori school”, a child care program that is either accredited by, actively seeking accreditation by, or maintains an active school membership with the American Montessori Society, the Association Montessori Internationale, the International Montessori Counsel, or the Montessori Educational Programs International;
- (7) “Neighborhood youth development program”, as described in section 210.278;
- (8) “Nursery school”, a program operated by a person or an organization with the primary function of providing an educational program for preschool-age children for no more than four hours per day per child;
- (9) “Person”, any individual, firm, corporation, partnership, association, agency, or an incorporated or unincorporated organization regardless of the name used;
- (10) “Religious organization”, a church, synagogue or mosque; an entity that has or would qualify for federal tax-exempt status as a nonprofit religious organization under Section 501(c) of the Internal Revenue Code; or an entity whose real estate on which the child-care facility is located is exempt from taxation because it is used for religious purposes;
- (11) **“School-age child”, any child five years of age or older who is in kindergarten or above;**

(12) “School system”, a program established primarily for education and that meets the following criteria:

(a) Provides education in at least the first to the sixth grade; and

(b) Provides evidence that the school system's records will be accepted by a public or private school for the transfer of any student;

[(12)] (13) “Summer camp”, a program operated from May to September by a person or organization with the primary function of providing a summer recreational program for children five years of age or older and providing no child care for children under five years of age in the same space or in the same outdoor play area simultaneously.

210.211 1. It shall be unlawful for any person to establish, maintain or operate a child-care facility for children, or to advertise or hold himself or herself out as being able to perform any of the services as defined in section 210.201, without having in effect a written license granted by the department of elementary and secondary education; except that nothing in sections 210.203 to 210.245 shall apply to:

(1) Any person who is caring for six or fewer children, including a maximum of three children under the age of two, at the same physical address. For purposes of this subdivision, children who live in the caregiver's home and who are eligible for enrollment in a public kindergarten, elementary, or high school shall not be considered in the total number of children being cared for;

(2) Any person who receives free of charge, and not as a business, for periods not exceeding ninety consecutive days, as bona fide, occasional and personal guests the child or children of personal friends of such person, and who receives custody of no other unrelated child or children;

(3) Any graded boarding school that is conducted in good faith primarily to provide education;

(4) Any summer or day camp that is conducted in good faith primarily to provide recreation;

(5) Any hospital, sanitarium, or home that is conducted in good faith primarily to provide medical treatment or nursing or convalescent care for children;

(6) Any residential facility or day program licensed by the department of mental health under sections 630.705 to 630.760 that provides care, treatment, and habilitation exclusively to children who have a primary diagnosis of mental disorder, mental illness, intellectual disability, or developmental disability, as those terms are defined in section 630.005;

(7) Any school system as defined in section 210.201;

(8) Any Montessori school as defined in section 210.201;

(9) Any business that operates a child care program for the convenience of its customers or its employees if the following conditions are met:

(a) The business provides child care for customers' or employees' children for no more than four hours per day; and

(b) Customers or employees remain on site while their children are being cared for by the business establishment;

(10) Any home school as defined in section 167.031;

(11) Any religious organization academic preschool or kindergarten for four- and five-year-old children;

(12) Any weekly Sunday or Sabbath school, a vacation bible school, or child care made available while the parents or guardians are attending worship services or other meetings and activities conducted or sponsored by a religious organization;

(13) Any neighborhood youth development program under section 210.278;

(14) **Any program serving only children enrolled in grade six or above;**

(15) Any religious organization elementary or secondary school;

[(15)] (16) Any private organization elementary or secondary school system providing child care to children younger than school age. If a facility or program is exempt from licensure based upon this exception, such facility or program shall submit documentation annually to the department to verify its licensure-exempt status;

[(16)] (17) Any nursery school as defined in section 210.201; and

[(17)] (18) Any child care facility maintained or operated under the exclusive control of a religious organization. If a nonreligious organization having as its principal purpose the provision of child care services enters into an arrangement with a religious organization for the maintenance or operation of a child care facility, the facility is not under the exclusive control of the religious organization.

2. Notwithstanding the provisions of subsection 1 of this section, no child-care facility shall be exempt from licensure if such facility receives any state or federal funds for providing care for children, except for federal funds for those programs which meet the requirements for participation in the Child and Adult Care Food Program pursuant to 42 U.S.C. Section 1766. Grants to parents for child care pursuant to sections 210.201 to 210.257 shall not be construed to be funds received by a person or facility listed in subdivisions (1) and [(17)] (18) of subsection 1 of this section.

3. Every child care facility shall disclose the licensure status of the facility to the parents or guardians of children for which the facility provides care. No child care facility exempt from licensure shall represent to any parent or guardian of children for which the facility provides care that the facility is licensed when such facility is in fact not licensed. A parent or guardian utilizing an unlicensed child care facility shall sign a written notice indicating he or she is aware of the unlicensed status of the facility. The facility shall keep a copy of this signed written notice on file. All child care facilities shall provide the parent or guardian enrolling a child in the facility with a written explanation of the disciplinary philosophy and policies of the child care facility.

4. Up to two children who are five years of age or older and who are related within the third degree of consanguinity or affinity to, adopted by, or under court appointed guardianship or legal custody of a child care provider who is responsible for the daily operation of a licensed family child care home that is organized as a corporation, association, firm, partnership, limited liability company, sole proprietorship, or any other type of business entity in this state shall not be included in the number of children counted toward the maximum number of children for which the family child care home is licensed under section

210.221. If more than one member of the corporation, association, firm, partnership, limited liability company, or other business entity is responsible for the daily operation of the licensed family child care home, then the related children of only one such member shall be excluded. A family child care home caring for children not counted in the maximum number of children, as permitted under this subsection, shall disclose this to parents or guardians on the written notice required under subsection 3 of this section. If a family child care home begins caring for children not counted in the maximum number of children after a parent or guardian has signed the written notice required under subsection 3 of this section, the family child care home shall provide a separate notice to the parent or guardian that the family child care home is caring for children not counted in the maximum number of children for which the family child care home is licensed and shall keep a copy of the signed notice on file.

5. Nothing in this section shall prevent the department from enforcing licensing regulations promulgated under this chapter, including, but not limited to, supervision requirements and capacity limitations based on the amount of child care space available.

210.252. 1. All buildings and premises used by a child-care facility to care for more than six children except those exempted from the licensing provisions of the department of elementary and secondary education pursuant to subdivisions (1) to [(15)] **(16)** of subsection 1 of section 210.211, shall be inspected annually for fire and safety by the state fire marshal, the marshal's designee or officials of a local fire district and for health and sanitation by the department of elementary and secondary education or the department's designee, including officials of the department of health and senior services, or officials of the local health department. Evidence of compliance with the inspections required by this section shall be kept on file and available to parents of children enrolling in the child-care facility.

2. Local inspection of child-care facilities may be accomplished if the standards employed by local personnel are substantially equivalent to state standards and local personnel are available for enforcement of such standards.

3. Any child-care facility may request a variance from a rule or regulation promulgated pursuant to this section. The request for a variance shall be made in writing to the department of elementary and secondary education and shall include the reasons the facility is requesting the variance. The department shall approve any variance request that does not endanger the health or safety of the children served by the facility. The burden of proof at any appeal of a disapproval of a variance application shall be with the department of elementary and secondary education. Local inspectors may grant a variance, subject to approval by the department of elementary and secondary education.

4. The department of elementary and secondary education shall administer the provisions of sections 210.252 to 210.256, with the cooperation of the state fire marshal, the department of health and senior services, local fire departments and local health agencies.

5. The department of elementary and secondary education shall promulgate rules and regulations to implement and administer the provisions of sections 210.252 to 210.256. Such rules and regulations shall provide for the protection of children in all child-care facilities whether or not such facility is subject to the licensing provisions of sections 210.201 to 210.245.

6. The department of health and senior services, after consultation with the department of elementary and secondary education, may promulgate rules and regulations to implement and administer the provisions of this section related to sanitation requirements. Such rules and regulations shall provide for the protection of children in all child-care facilities whether or not such facility is subject to the licensing provisions of sections 210.201 to 210.245.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in sections 210.252 to 210.256 shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.

210.275. Any program licensed by the department of elementary and secondary education pursuant to this chapter providing child care to **only** school-age children [that is located and operated on elementary or secondary school property] shall comply with the child-care licensure provisions in this chapter; except that, for safety, health and fire purposes, all buildings and premises for any such programs shall be deemed to be in compliance with the child-care licensure provisions in this chapter.”; and

Further amend the title and enacting clause accordingly.

Senator Black moved that the above amendment be adopted, which motion prevailed.

Senator Hough assumed the Chair.

Senator Rowden assumed the Chair.

Senator Beck offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 862, Page 5, Section 210.560, Line 149, by inserting after all of said line the following:

“210.841. 1. The judgment or order of the court determining the existence or nonexistence of the parent and child relationship is determinative for all purposes.

2. If the judgment or order of the court varies with the child's birth certificate, the court shall order that an amended birth registration be made pursuant to section 210.849.

3. The judgment or order shall contain the Social Security number of each party and may contain any other provision directed against the appropriate party to the proceeding concerning:

- (1) The duty of support;
- (2) The custody and guardianship of the child;
- (3) Visitation privileges with the child;
- (4) The furnishing of bond or other security for the payment of the judgment; or

(5) Any matter in the best interest of the child. The judgment or order may direct the father to pay the reasonable expenses of the mother's pregnancy and confinement.

4. Support judgments or orders ordinarily shall be for periodic payments. In the best interests of the child, a lump sum payment or the purchase of an annuity may be ordered in lieu of periodic payments of support. The court may limit the father's liability for past support of the child to the proportion of the expenses already incurred that the court deems just.

5. There shall be a rebuttable presumption that the amount of support that would result from the application of supreme court rule 88.01 is the correct amount of child support to be awarded. A written finding or specific finding on the record that the application of supreme court rule 88.01 would be unjust or inappropriate in a particular case, after considering all relevant factors including the factors in subsection 6 of this section, shall be sufficient to rebut the presumption in the case.

6. In determining the amount to be paid by a parent for support of the child and the period during which the duty of support is owed, the court shall consider all relevant facts, including:

- (1) The needs of the child;
- (2) The standard of living and circumstances of the parents;
- (3) The relative financial means of the parents;
- (4) The earning ability of the parents;
- (5) The need and capacity of the child for education, including higher education;
- (6) The age of the child;
- (7) The financial resources and earning capacity of the child;
- (8) The responsibility of the parents for the support of other children;
- (9) The value of the services contributed by the custodial parent; and

(10) The standard of living and circumstances of the family prior to the dissolution of marriage of parents or during the period of cohabitation of the parents.

7. Any award for periodic child support may be retroactive to the date of service of the original petition upon the obligor.

8. The court shall apply the provisions of subsection 3 of section 452.375 when determining whether a party shall have custody, guardianship, or unsupervised visitation of a child under this section.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator May offered SA 6:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Bill No. 862, Page 1, Section A, Line 3, by inserting after all of said line the following:

“170.048. 1. By July 1, 2018, each district shall adopt a policy for youth suicide awareness and prevention, including plans for how the district will provide for the training and education of its district employees.

2. Each district's policy shall address and include, but not be limited to, the following:

- (1) Strategies that can help identify students who are at possible risk of suicide;
- (2) Strategies and protocols for helping students at possible risk of suicide; and
- (3) Protocols for responding to a suicide death.

3. By July 1, 2017, the department of elementary and secondary education shall develop a model policy that districts may adopt. When developing the model policy, the department shall cooperate, consult with, and seek input from organizations that have expertise in youth suicide awareness and prevention. By July 1, 2021, and at least every three years thereafter, the department shall request information and seek feedback from districts on their experience with the policy for youth suicide awareness and prevention. The department shall review this information and may use it to adapt the department's model policy. The department shall post any information on its website that it has received from districts that it deems relevant. The department shall not post any confidential information or any information that personally identifies any student or school employee.

4. (1) Beginning July 1, [2023] **2025**, a public school or charter school that serves any pupils in grades seven to twelve and that issues pupil identification cards shall have printed on either side of the cards:

(a) The three-digit dialing code that directs calls and routes text messages to the Suicide and Crisis Lifeline, 988; **and**

(b) **The nonemergency telephone number of the local police department; and**

(c) **May have printed on either side of the cards:**

a. **The six-digit dialing code that routes text messages to the Crisis Text Line, 741741; and**

b. **The telephone number of a local suicide prevention hotline, if such hotline is available.**

(2) If, on July 1, [2023] **2025**, a public school or charter school subject to the requirements of this subsection has a supply of unissued pupil identification cards that do not comply with the requirements of subdivision (1) of this subsection, the school shall issue those cards until that supply is depleted.

(3) Subdivision (1) of this subsection shall apply to a pupil identification card issued for the first time to a pupil and to a card issued to replace a damaged or lost card.

173.1200. 1. Each public institution of higher education shall develop and implement a policy to advise students and staff on suicide prevention programs available on and off campus that includes, but is not limited to:

(1) Crisis intervention access, which includes information for national, state, and local suicide prevention hotlines;

(2) Mental health program access, which provides information on the availability of local mental health clinics, student health services, and counseling services;

(3) Multimedia application access, which includes crisis hotline contact information, suicide warning signs, resources offered, and free-of-cost applications;

(4) Student communication plans, which consist of creating outreach plans regarding educational and outreach activities on suicide prevention; and

(5) Post intervention plans, which include creating a strategic plan to communicate effectively with students, staff, and parents after the loss of a student to suicide.

2. Such policy shall also advise students, faculty, and staff, including residence hall staff, of the proper procedures for identifying and addressing the needs of students exhibiting suicidal tendencies or behavior, and shall provide for training, where appropriate.

3. Each public institution of higher education shall provide all incoming students with information about depression and suicide prevention resources available to students. The information provided to students shall include available mental health services and other support services, including student-run organizations for individuals at risk of or affected by suicide.

4. The information prescribed by subdivisions (1) through (4) of subsection 1 of this section shall be posted on the website of each institution of higher education in this state.

5. Any applicable free-of-cost prevention materials or programs shall be posted on the websites of the public institutions of higher education and the department of higher education and workforce development.

6. (1) Each public institution of higher education shall establish and maintain methods of anonymous reporting concerning unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of such activities.

(2) Such methods shall ensure that the identity of the reporting party remains unknown to all persons and entities, including law enforcement officers and employees or other persons, except when criminal, civil, or administrative action is initiated regarding unsafe, potentially harmful, dangerous, violent, or criminal activities, or the threat of such activities.

7. (1) Beginning July 1, [2023] **2025**, a public institution of higher education that issues student identification cards shall have printed on either side of the cards:

(a) The three-digit dialing code that directs calls and routes text messages to the Suicide and Crisis Lifeline, 988; and

(b) The telephone number of the campus police or security for the campus at which the student to whom the card is issued regularly attends classes, or, if the campus does not have campus police or security, the nonemergency telephone number of the local police department; and

(c) May have printed on either side of the cards:

a. The six-digit dialing code that routes text messages to the Crisis Text Line, 741741; and

b. The telephone number of a local suicide prevention hotline, if such hotline is available.

(2) If, on July 1, [2023] **2025**, a public institution of higher education subject to the requirements of this subsection has a supply of unissued student identification cards that do not comply with the requirements of subdivision (1) of this subsection, the institution shall issue those cards until that supply is depleted.

(3) Subdivision (1) of this subsection shall apply to a student identification card issued for the first time to a student and to a card issued to replace a damaged or lost card.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 7**:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Bill No. 862, Page 1, Section A, Line 3, by inserting after all of said line the following:

“210.145. 1. The division shall develop protocols which give priority to:

(1) Ensuring the well-being and safety of the child in instances where child abuse or neglect has been alleged;

(2) Promoting the preservation and reunification of children and families consistent with state and federal law;

(3) Providing due process for those accused of child abuse or neglect; and

(4) Maintaining an information system operating at all times, capable of receiving and maintaining reports. This information system shall have the ability to receive reports over a single, statewide toll-free number. Such information system shall maintain the results of all investigations, family assessments and services, and other relevant information.

2. (1) The division shall utilize structured decision-making protocols, including a standard risk assessment that shall be completed within seventy-two hours of the report of abuse or neglect, for classification purposes of all child abuse and neglect reports. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child. All child abuse and neglect reports shall be initiated within twenty-four hours and shall be classified based upon the reported risk and injury to the child. The division shall promulgate rules regarding the structured decision-making protocols to be utilized for all child abuse and neglect reports.

(2) The director of the division and the office of state courts administrator shall develop a joint safety assessment tool before December 31, 2020, and such tool shall be implemented before January 1, 2022. The safety assessment tool shall replace the standard risk assessment required under subdivision (1) of this subsection and shall also be completed within seventy-two hours of the report of abuse or neglect.

3. Upon receipt of a report, the division shall determine if the report merits investigation, including reports which if true would constitute a suspected violation of any of the following: section 565.020, 565.021, 565.023, 565.024, or 565.050 if the victim is a child less than eighteen years of age, section 566.030 or 566.060 if the victim is a child less than eighteen years of age, or other crimes under chapter 566 if the victim is a child less than eighteen years of age and the perpetrator is twenty-one years of age or older, section 567.050 if the victim is a child less than eighteen years of age, section 568.020, 568.030, 568.045, 568.050, 568.060, 573.200, or 573.205, section 573.025, 573.035, 573.037, or 573.040, or an attempt to commit any such crimes. The division shall immediately communicate all reports that merit investigation to its appropriate local office and any relevant information as may be contained in the information system. The local division staff shall determine, through the use of protocols developed by the division, whether an investigation or the family assessment and services approach should be used to respond to the allegation. The protocols developed by the division shall give priority to ensuring the well-being and safety of the child.

4. The division may accept a report for investigation or family assessment if either the child or alleged perpetrator resides in Missouri, may be found in Missouri, or if the incident occurred in Missouri.

5. If the division receives a report in which neither the child nor the alleged perpetrator resides in Missouri or may be found in Missouri and the incident did not occur in Missouri, the division shall document the report and communicate it to the appropriate agency or agencies in the state where the child is believed to be located, along with any relevant information or records as may be contained in the division's information system.

6. When the child abuse and neglect hotline receives three or more calls, within a seventy-two hour period, from one or more individuals concerning the same child, the division shall conduct a review to determine whether the calls meet the criteria and statutory definition for a child abuse and neglect report to be accepted. In conducting the review, the division shall contact the hotline caller or callers in order to collect information to determine whether the calls meet the criteria for harassment.

7. The local office shall contact the appropriate law enforcement agency immediately upon receipt of a report which division personnel determine merits an investigation and provide such agency with a detailed description of the report received. In such cases the local division office shall request the assistance of the local law enforcement agency in all aspects of the investigation of the complaint. The appropriate law enforcement agency shall either assist the division in the investigation or provide the division, within twenty-four hours, an explanation in writing detailing the reasons why it is unable to assist.

8. The local office of the division shall cause an investigation or family assessment and services approach to be initiated in accordance with the protocols established in subsection 2 of this section, except in cases where the sole basis for the report is educational neglect. If the report indicates that educational neglect is the only complaint and there is no suspicion of other neglect or abuse, the investigation shall be initiated within seventy-two hours of receipt of the report. If the report indicates the child is in danger of

serious physical harm or threat to life, an investigation shall include direct observation of the subject child within twenty-four hours of the receipt of the report. Local law enforcement shall take all necessary steps to facilitate such direct observation. Callers to the child abuse and neglect hotline shall be instructed by the division's hotline to call 911 in instances where the child may be in immediate danger. If the parents of the child are not the alleged perpetrators, a parent of the child must be notified prior to the child being interviewed by the division. No person responding to or investigating a child abuse and neglect report shall call prior to a home visit or leave any documentation of any attempted visit, such as business cards, pamphlets, or other similar identifying information if he or she has a reasonable basis to believe the following factors are present:

- (1) (a) No person is present in the home at the time of the home visit; and
- (b) The alleged perpetrator resides in the home or the physical safety of the child may be compromised if the alleged perpetrator becomes aware of the attempted visit;
- (2) The alleged perpetrator will be alerted regarding the attempted visit; or
- (3) The family has a history of domestic violence or fleeing the community.

If the alleged perpetrator is present during a visit by the person responding to or investigating the report, such person shall **verbally identify himself or herself and his or her role in the investigation and shall** provide written material to the alleged perpetrator informing him or her of his or her rights regarding such visit, including but not limited to the right to contact an attorney. The alleged perpetrator shall be given a reasonable amount of time to read such written material or have such material read to him or her by the case worker before the visit commences, but in no event shall such time exceed five minutes; except that, such requirement to provide written material and reasonable time to read such material shall not apply in cases where the child faces an immediate threat or danger, or the person responding to or investigating the report is or feels threatened or in danger of physical harm. If the abuse is alleged to have occurred in a school or child care facility the division shall not meet with the child in any school building or child-care facility building where abuse of such child is alleged to have occurred. When the child is reported absent from the residence, the location and the well-being of the child shall be verified. For purposes of this subsection, "child care facility" shall have the same meaning as such term is defined in section 210.201.

9. In all cases in which a case worker is investigating an instance of alleged child abuse or neglect and visiting the home or location where the abused child is located or where any child who may have been witness to another child's abuse is located, the case worker shall first verbally identify himself or herself and his or her role in the investigation and shall inform the child's parent or guardian that neither the child nor parent or guardian is required to speak with the case worker, allow the case worker to enter the home, or otherwise provide the case worker with access to the child, without a warrant or court order and that the parent or guardian has the right to contact an attorney.

10. The director of the division shall name at least one chief investigator for each local division office, who shall direct the division response on any case involving a second or subsequent incident regarding the same subject child or perpetrator. The duties of a chief investigator shall include verification of direct observation of the subject child by the division and shall ensure information regarding the status of an investigation is provided to the public school district liaison. The public school district liaison shall

develop protocol in conjunction with the chief investigator to ensure information regarding an investigation is shared with appropriate school personnel. The superintendent of each school district shall designate a specific person or persons to act as the public school district liaison. Should the subject child attend a nonpublic school the chief investigator shall notify the school principal of the investigation. Upon notification of an investigation, all information received by the public school district liaison or the school shall be subject to the provisions of the federal Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. Section 1232g, and federal rule 34 C.F.R. Part 99.

[10.] **11.** The investigation shall include but not be limited to the nature, extent, and cause of the abuse or neglect; the identity and age of the person responsible for the abuse or neglect; the names and conditions of other children in the home, if any; the home environment and the relationship of the subject child to the parents or other persons responsible for the child's care; any indication of incidents of physical violence against any other household or family member; and other pertinent data.

[11.] **12.** When a report has been made by a person required to report under section 210.115, the division shall contact the person who made such report within forty-eight hours of the receipt of the report in order to ensure that full information has been received and to obtain any additional information or medical records, or both, that may be pertinent.

[12.] **13.** Upon completion of the investigation, if the division suspects that the report was made maliciously or for the purpose of harassment, the division shall refer the report and any evidence of malice or harassment to the local prosecuting or circuit attorney.

[13.] **14.** Multidisciplinary teams shall be used whenever conducting the investigation as determined by the division in conjunction with local law enforcement. Multidisciplinary teams shall be used in providing protective or preventive social services, including the services of law enforcement, a liaison of the local public school, the juvenile officer, the juvenile court, and other agencies, both public and private.

[14.] **15.** For all family support team meetings involving an alleged victim of child abuse or neglect, the parents, legal counsel for the parents, foster parents, the legal guardian or custodian of the child, the guardian ad litem for the child, and the volunteer advocate for the child shall be provided notice and be permitted to attend all such meetings. Family members, other than alleged perpetrators, or other community informal or formal service providers that provide significant support to the child and other individuals may also be invited at the discretion of the parents of the child. In addition, the parents, the legal counsel for the parents, the legal guardian or custodian and the foster parents may request that other individuals, other than alleged perpetrators, be permitted to attend such team meetings. Once a person is provided notice of or attends such team meetings, the division or the convenor of the meeting shall provide such persons with notice of all such subsequent meetings involving the child. Families may determine whether individuals invited at their discretion shall continue to be invited.

[15.] **16.** If the appropriate local division personnel determine after an investigation has begun that completing an investigation is not appropriate, the division shall conduct a family assessment and services approach. The division shall provide written notification to local law enforcement prior to terminating any investigative process. The reason for the termination of the investigative process shall be documented in the record of the division and the written notification submitted to local law enforcement. Such notification shall not preclude nor prevent any investigation by law enforcement.

[16.] **17.** If the appropriate local division personnel determines to use a family assessment and services approach, the division shall:

(1) Assess any service needs of the family. The assessment of risk and service needs shall be based on information gathered from the family and other sources;

(2) Provide services which are voluntary and time-limited unless it is determined by the division based on the assessment of risk that there will be a high risk of abuse or neglect if the family refuses to accept the services. The division shall identify services for families where it is determined that the child is at high risk of future abuse or neglect. The division shall thoroughly document in the record its attempt to provide voluntary services and the reasons these services are important to reduce the risk of future abuse or neglect to the child. If the family continues to refuse voluntary services or the child needs to be protected, the division may commence an investigation;

(3) Commence an immediate investigation if at any time during the family assessment and services approach the division determines that an investigation, as delineated in sections 210.109 to 210.183, is required. The division staff who have conducted the assessment may remain involved in the provision of services to the child and family;

(4) Document at the time the case is closed, the outcome of the family assessment and services approach, any service provided and the removal of risk to the child, if it existed.

[17.] **18.** (1) Within forty-five days of an oral report of abuse or neglect, the local office shall update the information in the information system. The information system shall contain, at a minimum, the determination made by the division as a result of the investigation, identifying information on the subjects of the report, those responsible for the care of the subject child and other relevant dispositional information. The division shall complete all investigations within forty-five days, unless good cause for the failure to complete the investigation is specifically documented in the information system. Good cause for failure to complete an investigation shall include, but not be limited to:

(a) The necessity to obtain relevant reports of medical providers, medical examiners, psychological testing, law enforcement agencies, forensic testing, and analysis of relevant evidence by third parties which has not been completed and provided to the division;

(b) The attorney general or the prosecuting or circuit attorney of the city or county in which a criminal investigation is pending certifies in writing to the division that there is a pending criminal investigation of the incident under investigation by the division and the issuing of a decision by the division will adversely impact the progress of the investigation; or

(c) The child victim, the subject of the investigation or another witness with information relevant to the investigation is unable or temporarily unwilling to provide complete information within the specified time frames due to illness, injury, unavailability, mental capacity, age, developmental disability, or other cause.

The division shall document any such reasons for failure to complete the investigation.

(2) If a child fatality or near-fatality is involved in a report of abuse or neglect, the investigation shall remain open until the division's investigation surrounding such death or near-fatal injury is completed.

(3) If the investigation is not completed within forty-five days, the information system shall be updated at regular intervals and upon the completion of the investigation, which shall be completed no later than ninety days after receipt of a report of abuse or neglect, or one hundred twenty days after receipt of a report of abuse or neglect involving sexual abuse, or until the division's investigation is complete in cases involving a child fatality or near-fatality. The information in the information system shall be updated to reflect any subsequent findings, including any changes to the findings based on an administrative or judicial hearing on the matter.

[18.] **19.** A person required to report under section 210.115 to the division and any person making a report of child abuse or neglect made to the division which is not made anonymously shall be informed by the division of his or her right to obtain information concerning the disposition of his or her report. Such person shall receive, from the local office, if requested, information on the general disposition of his or her report. Such person may receive, if requested, findings and information concerning the case. Such release of information shall be at the discretion of the director based upon a review of the reporter's ability to assist in protecting the child or the potential harm to the child or other children within the family. The local office shall respond to the request within forty-five days. The findings shall be made available to the reporter within five days of the outcome of the investigation. If the report is determined to be unsubstantiated, the reporter may request that the report be referred by the division to the office of child advocate for children's protection and services established in sections 37.700 to 37.730. Upon request by a reporter under this subsection, the division shall refer an unsubstantiated report of child abuse or neglect to the office of child advocate for children's protection and services.

[19.] **20.** The division shall provide to any individual who is not satisfied with the results of an investigation information about the office of child advocate and the services it may provide under sections 37.700 to 37.730.

[20.] **21.** In any judicial proceeding involving the custody of a child the fact that a report may have been made pursuant to sections 210.109 to 210.183 shall not be admissible. However:

(1) Nothing in this subsection shall prohibit the introduction of evidence from independent sources to support the allegations that may have caused a report to have been made; and

(2) The court may on its own motion, or shall if requested by a party to the proceeding, make an inquiry not on the record with the children's division to determine if such a report has been made.

If a report has been made, the court may stay the custody proceeding until the children's division completes its investigation.

[21.] **22.** Nothing in this chapter shall be construed to prohibit the children's division from coinvestigating a report of child abuse or neglect or sharing records and information with child welfare, law enforcement, or judicial officers of another state, territory, or nation if the children's division determines it is appropriate to do so under the standard set forth in subsection 4 of section 210.150 and if such receiving agency is exercising its authority under the law.

[22.] **23.** In any judicial proceeding involving the custody of a child where the court determines that the child is in need of services under paragraph (d) of subdivision (1) of subsection 1 of section 211.031 and has taken jurisdiction, the child's parent, guardian or custodian shall not be entered into the registry.

[23.] **24.** The children's division is hereby granted the authority to promulgate rules and regulations pursuant to the provisions of section 207.021 and chapter 536 to carry out the provisions of sections 210.109 to 210.183.

[24.] **25.** Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2000, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

At the request of Senator Thompson Rehder, **SB 862**, with **SS** and **SA 7** (pending), was placed on the Informal Calendar.

Senator Luetkemeyer moved that **SB 756**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 756**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 756

An Act to repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to a property tax credit for certain seniors.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **SB 756** be adopted.

Senator Luetkemeyer offered **SS** for **SCS** for **SB 756**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 756

An Act to repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to a property tax credit for certain seniors.

Senator Luetkemeyer moved that **SS** for **SCS** for **SB 756** be adopted.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 3, Section 137.1050, Line 63, by inserting after all of said line the following:

“(3) In addition to the requirements to receive a property tax credit provided in subdivision (2) of subsection 1 of this section, a county or city not within a county may also require that a taxpayer meet certain income requirements or that a homestead not exceed a certain value, provided that such requirements are included in the exemption approved pursuant to this subsection.”; and further amend lines 71-74 by striking all of said lines and inserting in lieu thereof the following: “intent of this section.”.

Senator Beck moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator May offered SA 2, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 1, Section 137.1050, Line 14, by striking the opening and closing brackets on said line; and further amend lines 16-18 by striking all of said lines and inserting in lieu thereof the following: “on such homestead;”;

Senator May moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Bean assumed the Chair

Senator Arthur offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 3, Section 137.1050, Line 64, by inserting after “3.” the following: “(1)”; and further amend line 74 by inserting after all of said line the following:

“(2) If an eligible taxpayer makes new construction and improvements to such eligible taxpayer's homestead, the real property tax liability for the taxpayer's initial credit year shall be increased to reflect the real property tax liability attributable to such new construction and improvements.

(3) If an eligible taxpayer's homestead is annexed into a taxing jurisdiction to which such eligible taxpayer did not owe real property tax in the eligible taxpayer's initial credit year, then the real property tax liability for the taxpayer's initial credit year shall be increased to reflect the real property tax liability owed to the annexing taxing jurisdiction.”.

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator May offered SA 4, which was read:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 1, Section 137.1050, Line 14, by striking the opening and closing brackets on said line; and further amend lines 16-18 by striking all of said lines and inserting in lieu thereof the following: “on such homestead;”.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 756, Page 3, Section 137.1050, Line 63, by inserting after all of said line the following:

“(3) Notwithstanding the provisions of subdivision (2) of subsection 1 of this section to the contrary, a county or city not within a county may waive the requirement that a taxpayer be sixty-two years of age or older, provided that such waiver is included in the credit approved pursuant to this subsection.”.

Senator Moon moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Luetkemeyer moved that **SS** for **SCS** for **SB 756**, as amended, be adopted, which motion prevailed.

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 756**, as amended, was declared perfected and ordered printed.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

On behalf of Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, Senator O’Laughlin submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 740**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Arthur, Chair of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 964**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Brown (16), Chair of the Committee on Emerging Issues, Senator O’Laughlin submitted the following reports:

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 750**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 850**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 895**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 984**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 767** and **SB 1342**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, Senator O’Laughlin submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SB 876**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SS** for **SB 1298**, **SS** for **SCS** for **SJR 71**, **SS** for **SB 802**, **SB 736**, and **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 1363**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 1199**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Eslinger, Chair of the Committee on Governmental Accountability, Senator Brown (26) submitted the following reports:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 848**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 818**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bean, Chair of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 847**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 772**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Black, Chair of the Committee on Veterans, Military Affairs and Pensions, submitted the following report:

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **SB 912**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

On behalf of Senator Coleman, Chair of the Committee on Health and Welfare, Senator O’Laughlin submitted the following reports:

Mr. President: Your Committee on Health and Welfare, to which was referred **SB 801**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Health and Welfare, to which was referred **SB 1111**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following reports:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 894** and **SB 825**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 1207**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SJR 50**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O’Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 22**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

COMMUNICATIONS

Senator Rizzo submitted the following:

March 4, 2024

Kristina Martin – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Kristina:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Steven Roberts from the Fiscal Oversight Committee. To fill that vacancy, I hereby appoint Senator Beck to the same committee.

Sincerely,



John J. Rizzo

INTRODUCTION OF GUESTS

Senator Eslinger introduced to the Senate, Gainesville FB/LA teacher, Chelsey Gilmore; and students.

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Tuesday, March 5, 2024.

SENATE CALENDAR

THIRTIETH DAY-TUESDAY, MARCH 5, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter	SB 1436-Schroer
SB 1429-Carter	SB 1437-Schroer
SB 1430-Bernskoetter	SB 1438-May
SB 1431-Bernskoetter	SB 1439-Roberts
SB 1432-Mosley	SB 1440-Coleman
SB 1433-Eslinger	SB 1441-Trent
SB 1434-Thompson Rehder	SB 1442-McCreery
SB 1435-Rowden	SB 1443-McCreery

SB 1444-McCreery	SB 1486-McCreery
SB 1445-McCreery	SB 1487-Brown (26)
SB 1446-Williams	SB 1488-Rizzo
SB 1447-Williams	SB 1489-Rizzo
SB 1448-Razer	SB 1490-Washington
SB 1449-Razer	SB 1491-Trent
SB 1450-Thompson Rehder	SB 1492-Hoskins
SB 1451-Thompson Rehder	SB 1493-Eigel
SB 1452-Moon	SB 1494-Gannon
SB 1453-Brown (16)	SB 1495-Gannon
SB 1454-Brown (16)	SB 1496-Schroer
SB 1455-Eslinger	SB 1497-Carter
SB 1456-Rizzo	SB 1498-Beck
SB 1457-Razer	SB 1499-Brattin
SB 1458-Razer	SB 1500-Brattin
SB 1459-Koenig	SB 1501-Brattin
SB 1460-Brown (26)	SB 1502-Coleman
SB 1461-Trent	SB 1503-Williams
SB 1462-Trent	SB 1504-May
SB 1463-O'Laughlin	SB 1505-Eslinger
SB 1464-Schroer	SB 1506-Black
SB 1465-Schroer	SB 1507-Washington
SB 1466-Schroer	SB 1508-McCreery
SB 1467-Schroer	SB 1509-Trent
SB 1468-Luetkemeyer	SB 1510-Trent
SB 1469-Cierpiot	SB 1511-Washington
SB 1470-Cierpiot	SB 1512-Fitzwater
SB 1471-McCreery	SB 1513-Eigel
SB 1472-McCreery	SB 1514-Eigel
SB 1473-Carter	SB 1515-Eigel
SB 1474-Carter	SB 1516-Eigel
SB 1475-Trent	SB 1517-Eigel
SB 1476-Brown (16)	SB 1518-Eigel
SB 1477-Brown (16)	SB 1519-Eigel
SB 1478-Fitzwater	SB 1520-Hoskins
SB 1479-Hough	SJR 89-Eigel
SB 1480-Eigel	SJR 90-Cierpiot
SB 1481-Gannon	SJR 91-Rowden
SB 1482-Crawford	SJR 92-Fitzwater
SB 1483-Bean	SJR 93-Bernskoetter
SB 1484-Eslinger	SJR 94-Roberts
SB 1485-Brown (16)	SJR 95-Trent

HOUSE BILLS ON SECOND READING

HCS for HB 1989
 HB 1488-Shields
 HCS for HB 1511
 HB 1960-Riley
 HCS for HB 1720
 HB 2062-Brown, C. (16)
 HCS for HB 1659
 HB 1803-Thompson

HB 1495-Griffith
 HB 1909-Taylor (48)
 HCS for HB 1749
 HB 2430-McGill
 HB 1912-McGill
 HB 2057-Keathley
 HCS for HBs 2134 & 1956
 HCS for HBs 1626 & 1940

THIRD READING OF SENATE BILLS

SB 736-Crawford
 SS#2 for SCS for SBs 754, 746, 788,
 765, 841, 887 & 861-Luetkemeyer
 SS for SCS for SJR 71-Black

SB 1039-Roberts and Beck
 SS for SB 802-Trent
 SS for SB 1298-Bean

SENATE BILLS FOR PERFECTION

1. SB 1392-Trent
 2. SB 1375-Eslinger
 3. SB 740-Cierpiot, with SCS
 4. SB 964-Razer
 5. SB 750-Hough, with SCS
 6. SB 850-Brown (16)
 7. SB 895-Trent
 8. SB 984-Schroer
 9. SBs 767 & 1342-Thompson Rehder, with
 SCS
 10. SB 876-Bean, with SCS
 11. SB 1363-Crawford

12. SB 1199-Trent
 13. SB 848-Hough
 14. SB 818-Brown (26)
 15. SB 847-Hough, with SCS
 16. SB 772-Gannon
 17. SB 912-Brown (26), with SCS
 18. SB 801-Fitzwater, with SCS
 19. SB 1111-Black
 20. SBs 894 & 825-Fitzwater, with SCS
 21. SB 1207-Hoskins
 22. SJR 50-Koenig, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
 SB 739-Cierpiot
 SB 742-Arthur, with SS (pending)
 SB 745-Bernskoetter, with SS & SA 1(pending)

SB 748-Hough
 SB 778-Eslinger, with SS & SA 1 (pending)
 SB 799-Fitzwater and Eigel, with SCS &
 SS for SCS (pending)

SB 811-Coleman, with SCS, SS for SCS & SA 1
(pending)

SB 830-Rowden, with SS, SA 2 & point of
order (pending)

SB 862-Thompson Rehder, with SS & SA 7
(pending)

SB 872-Eslinger, with SS & SA 1 (pending)
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Reported from Committee

SCR 22-Carter

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Journal of the Senate

SECOND REGULAR SESSION

THIRTIETH DAY - TUESDAY, MARCH 5, 2024

The Senate met pursuant to adjournment.

Senator Coleman in the Chair.

The Reverend Steven George offered the following prayer:

"For lack of guidance a nation falls, but victory is won through many advisers." (Proverbs 11:14 NIV)

Heavenly Father, as we remember the Proverb that says, "there is a way that seems right to a person, but in the end it leads to death," we ask that You would give us the humility to work together and consider the thoughts and opinions of those who differ from us. As we do, we ask that You would give us wisdom to discern what is wise counsel and what is not, so that we may make decisions which will be honoring to You and help our state prosper. We ask this In Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Rowden	Schroer	Trent
Washington	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Brown (16th Dist.)	Eigel	Roberts	Thompson Rehder—4
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Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

On behalf of Senator Brown (16), Senator O'Laughlin offered Senate Resolution No. 740, regarding Avery Walker, which was adopted.

Senator Rowden offered Senate Resolution No. 741, regarding Kiara Nahomy Lopez-Espinosa, which was adopted.

Senator Brattin offered Senate Resolution No. 742, regarding Lylah Finley, which was adopted.

Senator Hoskins offered Senate Resolution No. 743, regarding Piper Lee, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 744, regarding Jay Adams, which was adopted.

Senator Fitzwater offered Senate Resolution No. 745, regarding the One Hundredth Anniversary of the Callaway Chamber of Commerce, Fulton, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2634**, entitled:

An Act to repeal sections 188.015, 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof seven new sections relating to health care, with an emergency clause.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1706** and **1539**, entitled:

An Act to repeal sections 190.142, 210.1505, 211.326, 324.035, 337.618, 491.075, 492.304, 566.151, 567.030, and 590.050, RSMo, and section 56.265 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, and section 56.265 as enacted by senate bill no. 275, ninetieth general assembly, first regular session, and to enact in lieu thereof fourteen new sections relating to the protection of children and vulnerable persons, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
March 4, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Anthony C. Helfrecht as a member of the Board of Probation and Parole, submitted to you on February 26, 2024. Line 2-3 should be amended to read:

Missouri 65201, as a member of the Board of Probation and Parole, for a term ending February 25, 2030, and until his successor is duly appointed and qualified; vice, Brian Munzlinger,

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden referred the above addendum to the Committee on Gubernatorial Appointments.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred SS for SCS for **SB 756**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

At the request of Senator Trent, **SB 1392** was placed on the Informal Calendar.

SB 1375 was placed on the Informal Calendar.

SB 740, with SCS, was placed on the Informal Calendar.

Senator Razer moved that **SB 964** be taken up for perfection, which motion prevailed.

Senator Razer offered SS for **SB 964**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 964

An Act to amend chapters 9, 226, and 227, RSMo, by adding thereto eight new sections relating to state designations.

Senator Razer moved that SS for **SB 964** be adopted.

Senator Schroer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 964, Page 1, Section A, Line 4, by inserting after all of said line the following:

“9.292. August nineteenth of each year shall be known and designated as “Eddie Gaedel Day” in Missouri in honor of Eddie Gaedel, who as a member of the St. Louis Browns on August 19, 1951, became the shortest player to ever play Major League Baseball. Eddie Gaedel is an important part of baseball history and Missouri sports history. The citizens of this state are encouraged to participate in events and activities to celebrate Eddie Gaedel's contributions to baseball history.

9.293. April twenty-fourth of every year shall be known and designated as “Cedric the Entertainer Day” in Missouri in honor of Cedric the Entertainer, a Missouri native and iconic figure in the world of entertainment. The citizens of this state are encouraged to participate in events and activities to celebrate the legendary entertainer.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator May offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 964, Page 2, Section 9.500, Line 7, by inserting after all of said line the following:

“10.025. The phrase “The Love Me State” is hereby selected for, and shall be known as, the official slogan of the state of Missouri.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted.

Senator Moon offered SA 1 to SA 2:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Bill No. 964, Page 1, Line 3, by striking the words “Love Me” and inserting in lieu thereof the following: **“Show-Me”**.

Senator Moon moved that the above amendment be adopted.

At the request of Senator May, SA 2 was withdrawn, rendering SA 1 to SA 2 moot.

Senator Fitzwater offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 964, Page 2, Section 226.1170, Line 8, by inserting after all of said line the following:

“227.822. The portion of U.S. 54 from Industrial Park Road continuing east to Business 54 in Pike County shall be designated as “Cotton Fitzsimmons Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.”; and

Further amend said bill, page 3, section 227.854, line 7, by inserting after all of said line the following:

“227.870. The portion of U.S. 61 from CRD Adams Road continuing north to State Highway OO in Lincoln and Pike Counties shall be designated as “Gunnery Sergeant Kenneth D Warren Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.”; and

Further amend the title and enacting clause accordingly.

Senator Fitzwater moved that the above amendment be adopted, which motion prevailed.

Senator Beck offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 964, Page 3, Section 227.854, Line 7, by inserting after all of said line the following:

“Section 1. October sixth of each year shall be known and designated as “Blake C. Snyder Day” in Missouri in honor of St. Louis County Police Officer Blake C. Snyder who was killed in the line of duty. The citizens of this state are encouraged to participate in events and activities to honor the life and sacrifice of Officer Snyder.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Hoskins offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 964, Page 1, Section 9.367, Line 10, by inserting at the end of said line the following: **“This section shall expire on August 28, 2030.”**; and

Further amend said bill and page, section 9.386, line 6, by inserting at the end of said line the following: **“This section shall expire on August 28, 2030.”**; and

Further amend said bill, page 2, section 9.394, line 7, by inserting at the end of said line the following: **“This section shall expire on August 28, 2030.”**; and

Further amend said bill and page, section 9.402, line 5, by inserting at the end of said line the following: **“This section shall expire on August 28, 2030.”**.

Senator Hoskins moved the above amendment be adopted.

At the request of Senator Razer, **SB 964**, with **SS** and **SA 5** (pending), was placed on the Informal Calendar.

Senator Hough moved that **SB 750**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 750**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 750

An Act to repeal sections 140.010, 140.250, 140.420, 140.980, 140.981, 140.982, 140.983, 140.984, 140.985, 140.986, 140.987, 140.988, 140.991, 140.1000, 140.1006, 140.1009, 140.1012, 141.220, 141.230, 141.250, 141.270, 141.290, 141.300, 141.320, 141.330, 141.360, 141.410, 141.440, 141.500, 141.520, 141.535, 141.540, 141.550, 141.560, 141.570, 141.580, 141.610, 141.620, 141.680, 141.700, 141.820, 141.830, 141.840, 141.850, 141.860, 141.870, 141.880, 141.890, 141.900, 141.910, 141.920, 141.930, 141.931, 141.940, 141.950, 141.960, 141.970, 141.980, 141.984, 141.1009, and 249.255, RSMo,

and section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, and to enact in lieu thereof forty-eight new sections relating to the collection of delinquent taxes, with penalty provisions.

Was taken up.

Senator Hough moved that **SCS** for **SB 750** be adopted.

Senator Trent assumed the Chair.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Bill No. 750, Page 1, In the Title, Line 12, by striking “the collection of delinquent taxes” and inserting in lieu thereof the following: “taxation”; and

Further amend said bill, page 2, Section A, line 22, by inserting after all of said line the following:

“137.115. 1. All other laws to the contrary notwithstanding, the assessor or the assessor's deputies in all counties of this state including the City of St. Louis shall annually make a list of all real and tangible personal property taxable in the assessor's city, county, town or district. Except as otherwise provided in subsection 3 of this section and section 137.078, the assessor shall annually assess all personal property at thirty-three and one-third percent of its true value in money as of January first of each calendar year. **Beginning January 1, 2025, all personal property shall be annually assessed at a percent of its true value in money as of January first of each calendar year as follows:**

(1) A political subdivision shall annually reduce the percentage of true value in money at which personal property is assessed pursuant to this subsection such that the amount by which the revenue generated by taxes levied on such personal property is substantially equal to one hundred percent of the growth in revenue generated by real property assessment growth. Annual reductions shall be made pursuant to this subdivision until December 31, 2073. Thereafter, the percentage of true value in money at which personal property is assessed shall be equal to the percentage in effect on December 31, 2073;

(2) The provisions of subdivision (1) of this subsection shall not be construed to relieve a political subdivision from adjustments to property tax levies as required by section 137.073;

(3) For the purposes of subdivision (1) of this subsection, “real property assessment growth” shall mean the growth in revenue from increases in the total assessed valuation of all real property in a political subdivision over the revenue generated from the assessed valuation of such real property from the previous calendar year. Real property assessment growth shall not include any revenue in excess of the percent increase in the consumer price index, as described in subsection 2 of section 137.073;

(4) Notwithstanding the provisions of subdivisions (1) to (3) of this subsection to the contrary, for the purposes of the tax levied pursuant to Article III, Section 38(b) of the Missouri Constitution,

all personal property shall be assessed at thirty-three and one-third percent of its true value in money as of January first of each calendar year;

(5) Subject to appropriations, a political subdivision that receives total real and personal property tax revenues below the allowable amount for such political subdivision in such calendar year due to the provisions of subdivisions (1) to (4) of this subsection shall receive reimbursement from the state in an amount equal to the amount that such revenues are below the total allowable amount of property tax revenues for such political subdivision in such calendar year.

2. The assessor shall annually assess all real property, including any new construction and improvements to real property, and possessory interests in real property at the percent of its true value in money set in subsection [5] 6 of this section. The true value in money of any possessory interest in real property in subclass (3), where such real property is on or lies within the ultimate airport boundary as shown by a federal airport layout plan, as defined by 14 CFR 151.5, of a commercial airport having a FAR Part 139 certification and owned by a political subdivision, shall be the otherwise applicable true value in money of any such possessory interest in real property, less the total dollar amount of costs paid by a party, other than the political subdivision, towards any new construction or improvements on such real property completed after January 1, 2008, and which are included in the above-mentioned possessory interest, regardless of the year in which such costs were incurred or whether such costs were considered in any prior year. The assessor shall annually assess all real property in the following manner: new assessed values shall be determined as of January first of each odd-numbered year and shall be entered in the assessor's books; those same assessed values shall apply in the following even-numbered year, except for new construction and property improvements which shall be valued as though they had been completed as of January first of the preceding odd-numbered year. The assessor may call at the office, place of doing business, or residence of each person required by this chapter to list property, and require the person to make a correct statement of all taxable tangible personal property owned by the person or under his or her care, charge or management, taxable in the county. On or before January first of each even-numbered year, the assessor shall prepare and submit a two-year assessment maintenance plan to the county governing body and the state tax commission for their respective approval or modification. The county governing body shall approve and forward such plan or its alternative to the plan to the state tax commission by February first. If the county governing body fails to forward the plan or its alternative to the plan to the state tax commission by February first, the assessor's plan shall be considered approved by the county governing body. If the state tax commission fails to approve a plan and if the state tax commission and the assessor and the governing body of the county involved are unable to resolve the differences, in order to receive state cost-share funds outlined in section 137.750, the county or the assessor shall petition the administrative hearing commission, by May first, to decide all matters in dispute regarding the assessment maintenance plan. Upon agreement of the parties, the matter may be stayed while the parties proceed with mediation or arbitration upon terms agreed to by the parties. The final decision of the administrative hearing commission shall be subject to judicial review in the circuit court of the county involved. In the event a valuation of subclass (1) real property within any county with a charter form of government, or within a city not within a county, is made by a computer, computer-assisted method or a computer program, the burden of proof, supported by clear, convincing and cogent evidence to sustain such valuation, shall be on the assessor at any hearing or appeal. In any such county, unless the assessor proves otherwise, there shall be a presumption that the assessment was made by a computer,

computer-assisted method or a computer program. Such evidence shall include, but shall not be limited to, the following:

(1) The findings of the assessor based on an appraisal of the property by generally accepted appraisal techniques; and

(2) The purchase prices from sales of at least three comparable properties and the address or location thereof. As used in this subdivision, the word “comparable” means that:

(a) Such sale was closed at a date relevant to the property valuation; and

(b) Such properties are not more than one mile from the site of the disputed property, except where no similar properties exist within one mile of the disputed property, the nearest comparable property shall be used. Such property shall be within five hundred square feet in size of the disputed property, and resemble the disputed property in age, floor plan, number of rooms, and other relevant characteristics.

[2.] 3. Assessors in each county of this state and the City of St. Louis may send personal property assessment forms through the mail.

[3.] 4. The following items of personal property shall each constitute separate subclasses of tangible personal property and shall be assessed and valued for the purposes of taxation at the following percentages of their true value in money:

(1) Grain and other agricultural crops in an unmanufactured condition, one-half of one percent;

(2) Livestock, twelve percent;

(3) Farm machinery, twelve percent;

(4) Motor vehicles which are eligible for registration as and are registered as historic motor vehicles pursuant to section 301.131 and aircraft which are at least twenty-five years old and which are used solely for noncommercial purposes and are operated less than two hundred hours per year or aircraft that are home built from a kit, five percent;

(5) Poultry, twelve percent; and

(6) Tools and equipment used for pollution control and tools and equipment used in retooling for the purpose of introducing new product lines or used for making improvements to existing products by any company which is located in a state enterprise zone and which is identified by any standard industrial classification number cited in subdivision (7) of section 135.200, twenty-five percent.

[4.] 5. The person listing the property shall enter a true and correct statement of the property, in a printed blank prepared for that purpose. The statement, after being filled out, shall be signed and either affirmed or sworn to as provided in section 137.155. The list shall then be delivered to the assessor.

[5.] 6. (1) All subclasses of real property, as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, shall be assessed at the following percentages of true value:

(a) For real property in subclass (1), nineteen percent;

- (b) For real property in subclass (2), twelve percent; and
- (c) For real property in subclass (3), thirty-two percent.

(2) A taxpayer may apply to the county assessor, or, if not located within a county, then the assessor of such city, for the reclassification of such taxpayer's real property if the use or purpose of such real property is changed after such property is assessed under the provisions of this chapter. If the assessor determines that such property shall be reclassified, he or she shall determine the assessment under this subsection based on the percentage of the tax year that such property was classified in each subclassification.

[6.] 7. Manufactured homes, as defined in section 700.010, which are actually used as dwelling units shall be assessed at the same percentage of true value as residential real property for the purpose of taxation. The percentage of assessment of true value for such manufactured homes shall be the same as for residential real property. If the county collector cannot identify or find the manufactured home when attempting to attach the manufactured home for payment of taxes owed by the manufactured home owner, the county collector may request the county commission to have the manufactured home removed from the tax books, and such request shall be granted within thirty days after the request is made; however, the removal from the tax books does not remove the tax lien on the manufactured home if it is later identified or found. For purposes of this section, a manufactured home located in a manufactured home rental park, rental community or on real estate not owned by the manufactured home owner shall be considered personal property. For purposes of this section, a manufactured home located on real estate owned by the manufactured home owner may be considered real property.

[7.] 8. Each manufactured home assessed shall be considered a parcel for the purpose of reimbursement pursuant to section 137.750, unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015 and assessed as a realty improvement to the existing real estate parcel.

[8.] 9. Any amount of tax due and owing based on the assessment of a manufactured home shall be included on the personal property tax statement of the manufactured home owner unless the manufactured home is deemed to be real estate as defined in subsection 7 of section 442.015, in which case the amount of tax due and owing on the assessment of the manufactured home as a realty improvement to the existing real estate parcel shall be included on the real property tax statement of the real estate owner.

[9.] 10. The assessor of each county and each city not within a county shall use the trade-in value published in the October issue of the National Automobile Dealers' Association Official Used Car Guide, or its successor publication, as the recommended guide of information for determining the true value of motor vehicles described in such publication. The assessor shall not use a value that is greater than the average trade-in value in determining the true value of the motor vehicle without performing a physical inspection of the motor vehicle. For vehicles two years old or newer from a vehicle's model year, the assessor may use a value other than average without performing a physical inspection of the motor vehicle. In the absence of a listing for a particular motor vehicle in such publication, the assessor shall use such information or publications which in the assessor's judgment will fairly estimate the true value in money of the motor vehicle.

[10.] **11.** Before the assessor may increase the assessed valuation of any parcel of subclass (1) real property by more than fifteen percent since the last assessment, excluding increases due to new construction or improvements, the assessor shall conduct a physical inspection of such property.

[11.] **12.** If a physical inspection is required, pursuant to subsection [10] **11** of this section, the assessor shall notify the property owner of that fact in writing and shall provide the owner clear written notice of the owner's rights relating to the physical inspection. If a physical inspection is required, the property owner may request that an interior inspection be performed during the physical inspection. The owner shall have no less than thirty days to notify the assessor of a request for an interior physical inspection.

[12.] **13.** A physical inspection, as required by subsection [10] **11** of this section, shall include, but not be limited to, an on-site personal observation and review of all exterior portions of the land and any buildings and improvements to which the inspector has or may reasonably and lawfully gain external access, and shall include an observation and review of the interior of any buildings or improvements on the property upon the timely request of the owner pursuant to subsection [11] **12** of this section. Mere observation of the property via a drive-by inspection or the like shall not be considered sufficient to constitute a physical inspection as required by this section.

[13.] **14.** A county or city collector may accept credit cards as proper form of payment of outstanding property tax or license due. No county or city collector may charge surcharge for payment by credit card which exceeds the fee or surcharge charged by the credit card bank, processor, or issuer for its service. A county or city collector may accept payment by electronic transfers of funds in payment of any tax or license and charge the person making such payment a fee equal to the fee charged the county by the bank, processor, or issuer of such electronic payment.

[14.] **15.** Any county or city not within a county in this state may, by an affirmative vote of the governing body of such county, opt out of the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of the general reassessment, prior to January first of any year. No county or city not within a county shall exercise this opt-out provision after implementing the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, in a year of general reassessment. For the purposes of applying the provisions of this subsection, a political subdivision contained within two or more counties where at least one of such counties has opted out and at least one of such counties has not opted out shall calculate a single tax rate as in effect prior to the enactment of house bill no. 1150 of the ninety-first general assembly, second regular session. A governing body of a city not within a county or a county that has opted out under the provisions of this subsection may choose to implement the provisions of this section and sections 137.073, 138.060, and 138.100 as enacted by house bill no. 1150 of the ninety-first general assembly, second regular session, and section 137.073 as modified by house committee substitute for senate substitute for senate committee substitute for senate bill no. 960, ninety-second general assembly, second regular session, for the next year of general reassessment, by an affirmative vote of the governing body prior to December thirty-first of any year.

[15.] **16.** The governing body of any city of the third classification with more than twenty-six thousand three hundred but fewer than twenty-six thousand seven hundred inhabitants located in any county that has exercised its authority to opt out under subsection [14] **15** of this section may levy separate and differing tax rates for real and personal property only if such city bills and collects its own property taxes or satisfies the entire cost of the billing and collection of such separate and differing tax rates. Such separate and differing rates shall not exceed such city's tax rate ceiling.

[16.] **17.** Any portion of real property that is available as reserve for strip, surface, or coal mining for minerals for purposes of excavation for future use or sale to others that has not been bonded and permitted under chapter 444 shall be assessed based upon how the real property is currently being used. Any information provided to a county assessor, state tax commission, state agency, or political subdivision responsible for the administration of tax policies shall, in the performance of its duties, make available all books, records, and information requested, except such books, records, and information as are by law declared confidential in nature, including individually identifiable information regarding a specific taxpayer or taxpayer's mine property. For purposes of this subsection, "mine property" shall mean all real property that is in use or readily available as a reserve for strip, surface, or coal mining for minerals for purposes of excavation for current or future use or sale to others that has been bonded and permitted under chapter 444."; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted and requested that a roll call vote be taken. He was joined in his request by Senators Brattin, Koenig, Moon, and Schroer.

At the request of Senator Hough, **SB 750**, with **SCS** and **SA 1** (pending), was placed on the Informal Calendar.

Senator Hough assumed the Chair.

SB 850 was placed on the Informal Calendar.

Senator Trent moved that **SB 895** be taken up for perfection, which motion prevailed.

Senator Trent offered **SS** for **SB 895**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 895

An Act to amend chapters 67 and 534, RSMo, by adding thereto two new sections relating to landlord-tenant proceedings.

Senator Trent moved that **SS** for **SB 895** be adopted, which motion prevailed.

On motion of Senator Trent, **SS** for **SB 895** was declared perfected and ordered printed.

SB 984 was placed on the Informal Calendar.

SBs 767 and 1342, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Bean, **SB 876**, with **SCS**, was placed on the Informal Calendar.

Senator Crawford moved that **SB 1363** be taken up for perfection, which motion prevailed.

Senator Rowden assumed the Chair.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 1363, Page 7, Section 55.160, Line 50, by inserting after all of said line the following:

“57.010. 1. At the general election to be held in 1948, and at each general election held every four years thereafter, the voters in every county in this state shall elect some suitable person sheriff. No person shall be eligible for the office of sheriff who has been convicted of a felony. Such person shall be a resident taxpayer and elector of said county, shall have resided in said county for more than one whole year next before filing for said office and shall be a person capable of efficient law enforcement. When any person shall be elected sheriff, such person shall enter upon the discharge of the duties of such person's office as chief law enforcement officer of that county on the first day of January next succeeding said election.

2. No person shall be eligible for the office of sheriff who does not hold a valid peace officer license pursuant to chapter 590. Any person filing for the office of sheriff shall have a valid peace officer license at the time of filing for office. This subsection shall not apply to the sheriff of any county of the first classification with a charter form of government with a population over nine hundred thousand or of any city not within a county.

3. The sheriff of any city not within a county shall be required to hold a valid peace officer license pursuant to chapter 590 within two years of being elected as sheriff.”; and

Further amend said bill, page 10, section 57.317, line 43, by inserting after all of said line the following:

“57.530. The sheriff of the City of St. Louis shall, with the approval of a majority of the circuit judges of the circuit court of said city, appoint as many deputies and assistants as may be necessary to perform the duties of his **or her** office[, and]. **The annual compensation for sheriff's deputies shall be no less than fifty thousand dollars. The sheriff shall fix the compensation for [their services] deputy assistants**, which compensation, however, shall not in any case exceed the annual rate of compensation fixed by the board of aldermen of the City of St. Louis therefore.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

On motion of Senator Crawford, **SB 1363**, as amended, was declared perfected and ordered printed.

SB 1199 was placed on the Informal Calendar.

SB 848 was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 895**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Missouri Developmental Disabilities Council Director, Vicki Davidson; and staff, Emily Hartley; Stacy Morse; Sara Williamson; Leigh Anne Haun; Danielle Eads; and Katheryne Staegar-Wilson.

Senator Beck introduced to the Senate, Peggy Keilholz.

Senator McCreery introduced to the Senate, Dr. Jonathan Schell, Ladue.

Senator Carter introduced to the Senate, Webb City School District, Tony Rossetti, Webb City; Breuten Byrd, Webb City; and Phil Lewis, Sarcoxie.

Senator Washington introduced to the Senate, Margaret Perkins; Jeff Becker; Richard Jarrold Quentella Randolph; Janice Brooks; Melissa Robinson; Myeisha Wright; Trina Duncan; and Sunny Branick, Kansas City.

Senator Brattin introduced to the Senate, Erin McGhee; Dani Dent-Breen; and Cari Rogers.

Senator Williams introduced to the Senate, George Sherman; and MEDIPLEX Director of Business Development, Katrina Griffin.

Senator Mosley introduced to the Senate, Khai Muhammad, Florissant; Cherri Leonard, Ferguson; Malik Whitten, Florissant; Alexandria Darris, Ferguson; and Rafiq Muhammad, Florissant.

Senator Schroer introduced to the Senate, Igor Shalai, Sarasota, FL.

Senator Eslinger introduced to the Senate, Cathy Stepp; and Alex Girard, Branson.

On motion of Senator O'Laughlin, the Senate adjourned until 1:00 p.m., Wednesday, March 6, 2024.

SENATE CALENDAR

THIRTY-FIRST DAY-WEDNESDAY, MARCH 6, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter	SB 1462-Trent
SB 1429-Carter	SB 1463-O'Laughlin
SB 1430-Bernskoetter	SB 1464-Schroer
SB 1431-Bernskoetter	SB 1465-Schroer
SB 1432-Mosley	SB 1466-Schroer
SB 1433-Eslinger	SB 1467-Schroer
SB 1434-Thompson Rehder	SB 1468-Luetkemeyer
SB 1435-Rowden	SB 1469-Cierpiot
SB 1436-Schroer	SB 1470-Cierpiot
SB 1437-Schroer	SB 1471-McCreery
SB 1438-May	SB 1472-McCreery
SB 1439-Roberts	SB 1473-Carter
SB 1440-Coleman	SB 1474-Carter
SB 1441-Trent	SB 1475-Trent
SB 1442-McCreery	SB 1476-Brown (16)
SB 1443-McCreery	SB 1477-Brown (16)
SB 1444-McCreery	SB 1478-Fitzwater
SB 1445-McCreery	SB 1479-Hough
SB 1446-Williams	SB 1480-Eigel
SB 1447-Williams	SB 1481-Gannon
SB 1448-Razer	SB 1482-Crawford
SB 1449-Razer	SB 1483-Bean
SB 1450-Thompson Rehder	SB 1484-Eslinger
SB 1451-Thompson Rehder	SB 1485-Brown (16)
SB 1452-Moon	SB 1486-McCreery
SB 1453-Brown (16)	SB 1487-Brown (26)
SB 1454-Brown (16)	SB 1488-Rizzo
SB 1455-Eslinger	SB 1489-Rizzo
SB 1456-Rizzo	SB 1490-Washington
SB 1457-Razer	SB 1491-Trent
SB 1458-Razer	SB 1492-Hoskins
SB 1459-Koenig	SB 1493-Eigel
SB 1460-Brown (26)	SB 1494-Gannon
SB 1461-Trent	SB 1495-Gannon

SB 1496-Schroer	SB 1512-Fitzwater
SB 1497-Carter	SB 1513-Eigel
SB 1498-Beck	SB 1514-Eigel
SB 1499-Brattin	SB 1515-Eigel
SB 1500-Brattin	SB 1516-Eigel
SB 1501-Brattin	SB 1517-Eigel
SB 1502-Coleman	SB 1518-Eigel
SB 1503-Williams	SB 1519-Eigel
SB 1504-May	SB 1520-Hoskins
SB 1505-Eslinger	SJR 89-Eigel
SB 1506-Black	SJR 90-Cierpiot
SB 1507-Washington	SJR 91-Rowden
SB 1508-McCreery	SJR 92-Fitzwater
SB 1509-Trent	SJR 93-Bernskoetter
SB 1510-Trent	SJR 94-Roberts
SB 1511-Washington	SJR 95-Trent

HOUSE BILLS ON SECOND READING

HCS for HB 1989	HB 1909-Taylor (48)
HB 1488-Shields	HCS for HB 1749
HCS for HB 1511	HB 2430-McGill
HB 1960-Riley	HB 1912-McGill
HCS for HB 1720	HB 2057-Keathley
HB 2062-Brown, C. (16)	HCS for HBs 2134 & 1956
HCS for HB 1659	HCS for HBs 1626 & 1940
HB 1803-Thompson	HCS for HB for 2634
HB 1495-Griffith	HCS for HBs 1706 & 1539

THIRD READING OF SENATE BILLS

SB 736-Crawford	SS for SB 802-Trent
SS#2 for SCS for SBs 754, 746, 788, 765, 841, 887 & 861-Luetkemeyer	SS for SB 1298-Bean
SS for SCS for SJR 71-Black	SS for SCS for SB 756-Luetkemeyer
SB 1039-Roberts and Beck	SS for SB 895-Trent

SENATE BILLS FOR PERFECTION

SB 818-Brown (26)	SB 772-Gannon
SB 847-Hough, with SCS	SB 912-Brown (26), with SCS

SB 801-Fitzwater, with SCS
SB 1111-Black
SBs 894 & 825-Fitzwater, with SCS

SB 1207-Hoskins
SJR 50-Koenig, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 740-Cierpiot, with SCS
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 748-Hough
SB 750-Hough, with SCS & SA 1 (pending)
SBs 767 & 1342-Thompson Rehder, with SCS
SB 778-Eslinger, with SS & SA 1 (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 811-Coleman, with SCS, SS for SCS &
SA 1 (pending)
SB 830-Rowden, with SS, SA 2 & point of
order (pending)

SB 848-Hough
SB 850-Brown (16)
SB 862-Thompson Rehder, with SS & SA 7
(pending)
SB 872-Eslinger, with SS & SA 1 (pending)
SB 876-Bean, with SCS
SB 964-Razer, with SS & SA 5 (pending)
SB 984-Schroer
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)
SB 1199-Trent
SB 1375-Eslinger
SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Reported from Committee

SCR 22-Carter

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIRST DAY - WEDNESDAY, MARCH 6, 2024

The Senate met pursuant to adjournment.

Senator Trent in the Chair.

The Reverend Steven George offered the following prayer:

"Commit to the Lord whatever you do, and he will establish your plans." (Proverbs 16:3 NIV)

Almighty God, we convene today recognizing that our plans are only truly successful when rooted in Your divine guidance. Help us to be intentional with our words, actions and decisions, and commit them all to You. May Your spirit guide our discussions, inspire our decisions, and lead us to policies that reflect justice, compassion, and the greater good of the people we serve. We ask this In Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

President Kehoe assumed the Chair.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Crawford offered Senate Resolution No. 746, regarding Blake Grupe, Sedalia, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SB 1363**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Brown (26) moved that **SB 818** be taken up for perfection, which motion prevailed.

Senator Brown (26) offered **SS** for **SB 818**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 818

An Act to repeal sections 192.006 and 192.020, RSMo, and to enact in lieu thereof two new sections relating to the rulemaking authority of the department of health and senior services.

Senator Brown (26) moved that **SS** for **SB 818** be adopted.

Senator Hough assumed the Chair.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 818, Page 1, In the Title, Lines 4-5, by striking all of said lines and inserting in lieu thereof the following: “public health, with an emergency clause for certain sections.”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“67.308. No [county, city, town or village] **public or private entity** in this state receiving public funds **or any other public accommodation** shall require documentation of an individual having received a vaccination against COVID-19 in order for the individual to access transportation systems [or], **facilities, services, or any other public accommodations. As used in this section, public accommodation shall have the same meaning as “places of public accommodation” in section 213.010.**

167.181. 1. The department of health and senior services, after consultation with the department of elementary and secondary education, shall promulgate rules and regulations governing the immunization against poliomyelitis, rubella, rubeola, mumps, tetanus, pertussis, diphtheria, and hepatitis B, to be required of children attending public, private, parochial or parish schools. Such rules and regulations may modify the immunizations that are required of children in this subsection. The immunizations required and the manner and frequency of their administration shall conform to recognized standards of medical practice. The department of health and senior services shall supervise and secure the enforcement of the required immunization program.

2. It is unlawful for any student to attend school unless he has been immunized as required under the rules and regulations of the department of health and senior services, and can provide satisfactory evidence of such immunization; except that if he produces satisfactory evidence of having begun the process of immunization, he may continue to attend school as long as the immunization process is being accomplished in the prescribed manner. It is unlawful for any parent or guardian to refuse or neglect to have his child immunized as required by this section, unless the child is properly exempted.

3. This section shall not apply to any child if one parent or guardian objects in writing to his school administrator against the immunization of the child, because of religious beliefs or medical contraindications. In cases where any such objection is for reasons of medical contraindications, a statement from a duly licensed physician must also be provided to the school administrator.

4. Each school superintendent, whether of a public, private, parochial or parish school, shall cause to be prepared a record showing the immunization status of every child enrolled in or attending a school under his jurisdiction. The name of any parent or guardian who neglects or refuses to permit a nonexempted child to be immunized against diseases as required by the rules and regulations promulgated pursuant to the provisions of this section shall be reported by the school superintendent to the department of health and senior services.

5. The immunization required may be done by any duly licensed physician or by someone under his direction. If the parent or guardian is unable to pay, the child shall be immunized at public expense by a physician or nurse at or from the county, district, city public health center or a school nurse or by a nurse or physician in the private office or clinic of the child's personal physician with the costs of immunization paid through the state Medicaid program, private insurance or in a manner to be determined by the department of health and senior services subject to state and federal appropriations, and after consultation with the school superintendent and the advisory committee established in section 192.630. When a child receives his or her immunization, the treating physician may also administer the appropriate fluoride treatment to the child's teeth.

6. Funds for the administration of this section and for the purchase of vaccines for children of families unable to afford them shall be appropriated to the department of health and senior services from general revenue or from federal funds if available.

7. No student shall be required, as a condition of school attendance or participation in school-sponsored extracurricular activities, to be immunized against COVID-19. No school shall require students to undergo COVID-19 diagnostic testing as an alternative to receiving a COVID-19 vaccination. This subsection shall expire on December 31, 2029.

8. No rule or portion of a rule promulgated under the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2001, shall be invalid and void.

174.336. No public institution of higher education in this state shall require any student, whether residing on campus or not, to have received a COVID-19 vaccine in order to access educational and other services, including, but not limited to, in-class attendance, school-sponsored extracurricular activities, and access to school buildings and facilities. No public institution of higher education in this state shall require any student to undergo COVID-19 diagnostic testing as an alternative to receiving a COVID-19 vaccination. This section shall expire on December 31, 2029.”; and

Further amend said bill, page 2, section 192.020, line 31, by inserting after all of said line the following:

“210.003. 1. No child shall be permitted to enroll in or attend any public, private or parochial day care center, preschool or nursery school caring for ten or more children unless such child has been adequately immunized against vaccine-preventable childhood illnesses specified by the department of health and senior services in accordance with recommendations of the Centers for Disease Control and Prevention Advisory Committee on Immunization Practices (ACIP), **but until December 31, 2029, not including COVID-19**. The parent or guardian of such child shall provide satisfactory evidence of the required immunizations.

2. A child who has not completed all immunizations appropriate for his or her age may enroll, if:

(1) Satisfactory evidence is produced that such child has begun the process of immunization. The child may continue to attend as long as the immunization process is being accomplished according to the ACIP/Missouri department of health and senior services recommended schedule;

(2) The parent or guardian has signed and placed on file with the day care administrator a statement of exemption which may be either of the following:

(a) A medical exemption, by which a child shall be exempted from the requirements of this section upon certification by a licensed physician that such immunization would seriously endanger the child's health or life; or

(b) A parent or guardian exemption, by which a child shall be exempted from the requirements of this section if one parent or guardian files a written objection to immunization with the day care administrator; or

(3) The child is homeless or in the custody of the children's division and cannot provide satisfactory evidence of the required immunizations. Satisfactory evidence shall be presented within thirty days of enrollment and shall confirm either that the child has completed all immunizations appropriate for his or her age or has begun the process of immunization. If the child has begun the process of immunization, he or she may continue to attend as long as the process is being accomplished according to the schedule recommended by the department of health and senior services.

Exemptions shall be accepted by the day care administrator when the necessary information as determined by the department of health and senior services is filed with the day care administrator by the parent or guardian. Exemption forms shall be provided by the department of health and senior services.

3. In the event of an outbreak or suspected outbreak of a vaccine-preventable disease within a particular facility, the administrator of the facility shall follow the control measures instituted by the local health authority or the department of health and senior services or both the local health authority and the department of health and senior services, as established in Rule 19 CSR 20-20.040, “Measures for the Control of Communicable, Environmental and Occupational Diseases”.

4. The administrator of each public, private or parochial day care center, preschool or nursery school shall cause to be prepared a record of immunization of every child enrolled in or attending a facility under his or her jurisdiction. An annual summary report shall be made by January fifteenth showing the immunization status of each child enrolled, using forms provided for this purpose by the department of health and senior services. The immunization records shall be available for review by department of health and senior services personnel upon request.

5. For purposes of this section, “satisfactory evidence of immunization” means a statement, certificate or record from a physician or other recognized health facility or personnel, stating that the required immunizations have been given to the child and verifying the type of vaccine and the month, day and year of administration.

6. Nothing in this section shall preclude any political subdivision from adopting more stringent rules regarding the immunization of preschool children.

7. All public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child at the time of initial enrollment in or attendance at the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Beginning December 1, 2015, all public, private, and parochial day care centers, preschools, and nursery schools shall notify the parent or guardian of each child currently enrolled in or attending the facility that the parent or guardian may request notice of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed. Any public, private, or parochial day care center, preschool, or nursery school shall notify the parent or guardian of a child enrolled in or attending the facility, upon request, of whether there are children currently enrolled in or attending the facility for whom an immunization exemption has been filed.

213.055. 1. It shall be an unlawful employment practice:

(1) For an employer, because of the race, color, religion, national origin, sex, ancestry, age or disability of any individual:

(a) To fail or refuse to hire or to discharge any individual, or otherwise to discriminate against any individual with respect to his compensation, terms, conditions, or privileges of employment, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability;

(b) To limit, segregate, or classify his employees or his employment applicants in any way which would deprive or tend to deprive any individual of employment opportunities or otherwise adversely affect his status as an employee, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability;

(2) For a labor organization to exclude or to expel from its membership any individual or to discriminate in any way against any of its members or against any employer or any individual employed by an employer because of race, color, religion, national origin, sex, ancestry, age or disability of any individual; or to limit, segregate, or classify its membership, or to classify or fail or refuse to refer for employment any individual, in any way which would deprive or tend to deprive any individual of employment opportunities, or would limit such employment opportunities or otherwise adversely affect his status as an employee or as an applicant for employment, because of such individual's race, color, religion, national origin, sex, ancestry, age or disability; or for any employer, labor organization, or joint labor-management committee controlling apprenticeship or other training or retraining, including on-the-job training programs to discriminate against any individual because of his race, color, religion, national origin, sex, ancestry, age or disability in admission to, or employment in, any program established to provide apprenticeship or other training;

(3) For any employer or employment agency to print or circulate or cause to be printed or circulated any statement, advertisement or publication, or to use any form of application for employment or to make any inquiry in connection with prospective employment, which expresses, directly or indirectly, any limitation, specification, or discrimination, because of race, color, religion, national origin, sex, ancestry, age or disability unless based upon a bona fide occupational qualification or for an employment agency to fail or refuse to refer for employment, or otherwise to discriminate against, any individual because of his or her race, color, religion, national origin, sex, ancestry, age as it relates to employment, or disability, or to classify or refer for employment any individual because of his or her race, color, religion, national origin, sex, ancestry, age or disability;

(4) (a) For an employer to require an employee to receive COVID-19 vaccination as a condition of employment without permitting the employee to be exempted from such vaccination requirements because of the employee's religious, moral, ethical, or philosophical beliefs, medical condition, including pregnancy or future pregnancies, or previous exposure to and recovery from COVID-19.

(b) The employer may require the employee seeking the exemption to provide such request in writing. No employer shall require the employee to explain, prove, defend, or otherwise substantiate his or her religious, moral, ethical, or philosophical beliefs or medical conditions relating to requesting the vaccination exemption.

(c) The commission shall develop a form and make such form available to employers and employees to utilize in requesting a vaccination exemption.

(d) No employer shall require an employee who has requested or received a vaccination exemption to undergo COVID-19 diagnostic testing in place of a vaccination.

(e) In the case of a public employer, any record of vaccinations, exemptions, testing, or other related employee information containing identifying information of the employee shall be considered a closed record under chapter 610.

(f) The provisions of this subdivision shall expire December 31, 2029.

2. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for an employer to apply different standards of compensation, or different terms, conditions or privileges of employment pursuant to a bona fide seniority or merit system, or a system which measures earnings by quantity or quality of production or to employees who work in different locations, provided that such differences or such systems are not the result of an intention or a design to discriminate, and are not used to discriminate, because of race, color, religion, sex, national origin, ancestry, age or disability, nor shall it be an unlawful employment practice for an employer to give and to act upon the results of any professionally developed ability test, provided that such test, its administration, or action upon the results thereof, is not designed, intended or used to discriminate because of race, color, religion, national origin, sex, ancestry, age or disability.

3. Nothing contained in this chapter shall be interpreted to require any employer, employment agency, labor organization, or joint labor-management committee subject to this chapter to grant preferential treatment to any individual or to any group because of the race, color, religion, national origin, sex, ancestry, age or disability of such individual or group on account of an imbalance which may exist with

respect to the total number or percentage of persons of any race, color, religion, national origin, sex, ancestry, age or disability employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization, or admitted to or employed in any apprenticeship or other training program, in comparison with the total number or percentage of persons of such race, color, religion, national origin, sex, ancestry, age or disability in any community, state, section, or other area, or in the available workforce in any community, state, section, or other area.

4. Notwithstanding any other provision of this chapter, it shall not be an unlawful employment practice for the state or any political subdivision of the state to comply with the provisions of 29 U.S.C. Section 623 relating to employment as firefighters or law enforcement officers.

Section B. Because of the need to secure the rights of Missourians relating to COVID-19 vaccination requirements, the enactment of section 174.336 and the repeal and reenactment of sections 67.308, 167.181, 210.003, and 213.055 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 174.336 and the repeal and reenactment of sections 67.308, 167.181, 210.003, and 213.055 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Eigel, Hoskins, Moon, and Schroer.

Senator Rowden assumed the Chair.

SA 1 was adopted by the following vote:

YEAS—Senators

Bean	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter	Coleman
Eigel	Eslinger	Fitzwater	Gannon	Hoskins	Koenig	Luetkemeyer
Moon	O'Laughlin	Schroer	Trent—18			

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Rowden	Washington	Williams—10				

Absent—Senators

Bernskoetter	Cierpiot	Crawford	Hough	Thompson Rehder—5
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Absent with leave—Senator Roberts—1

Vacancies—None

Senator McCreery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 818, Page 1, Section A, Line 3, by inserting after all of said line the following:

“1.205. 1. The general assembly of this state finds that:

(1) The life of each human being begins at conception;

(2) Unborn children have protectable interests in life, health, and well-being;

(3) The natural parents of unborn children have protectable interests in the life, health, and well-being of their unborn child.

2. Effective January 1, 1988, the laws of this state shall be interpreted and construed to acknowledge on behalf of the unborn child at every stage of development, all the rights, privileges, and immunities available to other persons, citizens, and residents of this state, subject only to the Constitution of the United States, and decisional interpretations thereof by the United States Supreme Court and specific provisions to the contrary in the statutes and constitution of this state.

3. As used in this section, the term “unborn children” or “unborn child” shall include all unborn child or children or the offspring of human beings from the moment of conception until birth at every stage of biological development, **but shall not apply to human embryos created through in vitro fertilization prior to successful implantation in the uterus.**

4. Nothing in this section shall be interpreted as creating a cause of action against a woman for indirectly harming her unborn child by failing to properly care for herself or by failing to follow any particular program of prenatal care.”; and

Further amend said bill, page 2, section 192.020, line 31 by inserting after all of said line the following:

“Section B. Because of the immediate necessity of preserving public health through access to ongoing and future fertility treatments and healthy pregnancies for Missouri families, the repeal and reenactment of section 1.205 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the repeal and reenactment of section 1.205 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

At the request of Senator Brown (26), **SB 818**, with **SS** and **SA 2** (pending), was placed on the Informal Calendar.

Senator Hough moved that **SB 847**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 847**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 847

An Act to repeal sections 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.560, 307.350, and 643.315, RSMo, and to enact in lieu thereof ten new sections relating to vehicle registration, with penalty provisions and a contingent effective date.

Was taken up.

Senator Hough moved that **SCS** for **SB 847** be adopted.

Senator Hough offered **SS** for **SCS** for **SB 847**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 847

An Act to repeal sections 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.558, 301.560, 307.350, and 643.315, RSMo, and to enact in lieu thereof eleven new sections relating to vehicle registration, with penalty provisions and a contingent effective date for certain sections.

Senator Hough moved that **SS** for **SCS** for **SB 847** be adopted.

President Kehoe assumed the Chair.

Senator Carter offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 847, Pages 13-24, Section 301.142, Lines 1-357, by striking all of said section and inserting in lieu thereof the following:

“301.142. 1. As used in sections 301.141 to 301.143, the following terms mean:

(1) “Department”, the department of revenue;

(2) “Director”, the director of the department of revenue;

(3) “Other authorized health care practitioner” includes advanced practice registered nurses licensed pursuant to chapter 335, physician assistants licensed pursuant to chapter 334, chiropractors licensed pursuant to chapter 331, podiatrists licensed pursuant to chapter 330, assistant physicians, physical therapists licensed pursuant to chapter 334, and optometrists licensed pursuant to chapter 336;

(4) “Physically disabled”, a natural person who is blind, as defined in section 8.700, or a natural person with medical disabilities which prohibits, limits, or severely impairs one's ability to ambulate or walk, as determined by a licensed physician or other authorized health care practitioner as follows:

(a) The person cannot ambulate or walk fifty or less feet without stopping to rest due to a severe and disabling arthritic, neurological, orthopedic condition, or other severe and disabling condition; or

(b) The person cannot ambulate or walk without the use of, or assistance from, a brace, cane, crutch, another person, prosthetic device, wheelchair, or other assistive device; or

(c) Is restricted by a respiratory or other disease to such an extent that the person's forced respiratory expiratory volume for one second, when measured by spirometry, is less than one liter, or the arterial oxygen tension is less than sixty mm/hg on room air at rest; or

(d) Uses portable oxygen; or

(e) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as class III or class IV according to standards set by the American Heart Association; or

(f) **Except as otherwise provided in subdivision (4) of subsection 16 of this section**, a person's age, in and of itself, shall not be a factor in determining whether such person is physically disabled or is otherwise entitled to disabled license plates and/or disabled windshield hanging placards within the meaning of sections 301.141 to 301.143;

(5) "Physician", a person licensed to practice medicine pursuant to chapter 334;

(6) "Physician's statement", a statement personally signed by a duly authorized person which certifies that a person is disabled as defined in this section;

(7) "Temporarily disabled person", a disabled person as defined in this section whose disability or incapacity is expected to last no more than one hundred eighty days;

(8) "Temporary windshield placard", a placard to be issued to persons who are temporarily disabled persons as defined in this section, certification of which shall be indicated on the physician's statement;

(9) "Windshield placard", a placard to be issued to persons who are physically disabled as defined in this section, certification of which shall be indicated on the physician's statement.

2. Other authorized health care practitioners may furnish to a disabled or temporarily disabled person a physician's statement for only those physical health care conditions for which such health care practitioner is legally authorized to diagnose and treat.

3. A physician's statement shall:

(1) Be on a form prescribed by the director of revenue;

(2) Set forth the specific diagnosis and medical condition which renders the person physically disabled or temporarily disabled as defined in this section;

(3) Include the physician's or other authorized health care practitioner's license number; and

(4) Be personally signed by the issuing physician or other authorized health care practitioner.

4. If it is the professional opinion of the physician or other authorized health care practitioner issuing the statement that the physical disability of the applicant, user, or member of the applicant's household is permanent, it shall be noted on the statement. Otherwise, the physician or other authorized health care practitioner shall note on the statement the anticipated length of the disability, **which shall determine the expiration date for the temporary windshield placard, and** which period [may] **shall** not exceed one hundred eighty days. If the physician or health care practitioner fails to record an expiration date on the physician's statement, the director shall issue a temporary windshield placard for a period of thirty days.

5. A physician or other authorized health care practitioner who issues or signs a physician's statement so that disabled plates or a disabled windshield placard may be obtained shall maintain in such disabled person's medical chart documentation that such a certificate has been issued, the date the statement was signed, the diagnosis or condition which existed that qualified the person as disabled pursuant to this section and shall contain sufficient documentation so as to objectively confirm that such condition exists.

6. The medical or other records of the physician or other authorized health care practitioner who issued a physician's statement shall be open to inspection and review by such practitioner's licensing board,

in order to verify compliance with this section. Information contained within such records shall be confidential unless required for prosecution, disciplinary purposes, or otherwise required to be disclosed by law.

7. Owners of motor vehicles who are residents of the state of Missouri, and who are physically disabled, owners of motor vehicles operated at least fifty percent of the time by a physically disabled person, or owners of motor vehicles used to primarily transport physically disabled members of the owner's household may obtain disabled person license plates. Such owners, upon application[,] **to the director** accompanied by the documents and fees provided for in this section, a current physician's statement which has been issued within ninety days proceeding the date the application is made, and proof of compliance with the state motor vehicle laws relating to registration and licensing of motor vehicles, shall be issued motor vehicle license plates for vehicles, other than commercial vehicles with a gross weight in excess of twenty-four thousand pounds, upon which shall be inscribed the international wheelchair accessibility symbol and the word "DISABLED" in addition to a combination of letters and numbers. Such license plates shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130. If at any time an individual who obtained disabled license plates issued under this subsection no longer occupies a residence with a physically disabled person, or no longer owns a vehicle that is operated at least fifty percent of the time by a physically disabled person, such individual shall surrender the disabled license plates to the department within thirty days of becoming ineligible for their use.

8. The director shall further issue, upon request, to such applicant one, and for good cause shown, as the director may define by rule and regulations, not more than two, removable disabled windshield hanging placards for use when the disabled person is occupying a vehicle or when a vehicle not bearing the permanent handicap plate is being used to pick up, deliver, or collect the physically disabled person issued the disabled motor vehicle license plate or disabled windshield hanging placard.

9. No additional fee shall be paid to the director for the issuance of the special license plates provided in this section, except for special personalized license plates and other license plates described in this subsection. Priority for any specific set of special license plates shall be given to the applicant who received the number in the immediately preceding license period subject to the applicant's compliance with the provisions of this section and any applicable rules or regulations issued by the director. If determined feasible by the advisory committee established in section 301.129, any special license plate issued pursuant to this section may be adapted to also include the international wheelchair accessibility symbol and the word "DISABLED" as prescribed in this section and such plate may be issued to any applicant who meets the requirements of this section and the other appropriate provision of this chapter, subject to the requirements and fees of the appropriate provision of this chapter.

10. Any physically disabled person, or the parent or guardian of any such person, or any not-for-profit group, organization, or other entity which transports more than one physically disabled person, may apply to the director of revenue for a removable windshield placard. The placard may be used in motor vehicles which do not bear the permanent handicap symbol on the license plate. Such placards must be hung from the front, middle rearview mirror of a parked motor vehicle and may not be hung from the mirror during operation. These placards may only be used during the period of time when the vehicle is being used by a disabled person, or when the vehicle is being used to pick up, deliver, or collect a disabled person, and shall be surrendered to the department, within thirty days, if a group, organization, or entity that obtained

the removable windshield placard due to the transportation of more than one physically disabled person no longer transports more than one disabled person. When there is no rearview mirror, the placard shall be displayed on the dashboard on the driver's side.

11. The removable windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The removable windshield placard shall be renewed every four years. The director may stagger the expiration dates to equalize workload **or until the time of motor vehicle registration renewal for the convenience of the applicant.** Only one removable placard may be issued to an applicant who has been issued disabled person license plates. Upon request, one additional windshield placard may be issued to an applicant who has not been issued disabled person license plates.

12. A temporary windshield placard shall be issued to any physically disabled person, or the parent or guardian of any such person who otherwise qualifies except that the physical disability, in the opinion of the physician, is not expected to exceed a period of one hundred eighty days. The temporary windshield placard shall conform to the specifications, in respect to size, color, and content, as set forth in federal regulations published by the Department of Transportation. The fee for the temporary windshield placard shall be two dollars. Upon request, and for good cause shown, one additional temporary windshield placard may be issued to an applicant. Temporary windshield placards shall be issued upon presentation of the physician's statement provided by this section and shall be displayed in the same manner as removable windshield placards. A person or entity shall be qualified to possess and display a temporary removable windshield placard for six months and the placard may be renewed once for an additional six months if a physician's statement pursuant to this section is supplied to the director of revenue at the time of renewal.

13. [Application for license plates or windshield placards issued pursuant to this section shall be made to the director of revenue and shall be accompanied by a statement signed by a licensed physician or other authorized health care practitioner which certifies that the applicant, user, or member of the applicant's household is a physically disabled person as defined by this section.]

[14. The] **A windshield** placard shall be renewable only by the person or entity to which the placard was originally issued. Any placard issued pursuant to this section shall only be used when the physically disabled occupant for whom the disabled plate or placard was issued is in the motor vehicle at the time of parking or when a physically disabled person is being delivered or collected. A disabled license plate and/or a removable windshield hanging placard are not transferable and may not be used by any other person whether disabled or not.

[15.] **14.** At the time the disabled plates or windshield hanging placards are issued, the director shall issue a registration certificate which shall include the applicant's name, address, and other identifying information as prescribed by the director, or if issued to an agency, such agency's name and address. This certificate shall further contain the disabled license plate number or, for windshield hanging placards, the registration or identifying number stamped on the placard. The validated registration receipt given to the applicant shall serve as the registration certificate.

[16.] **15.** The director shall, upon issuing any disabled registration certificate for license plates and/or windshield hanging placards, provide information which explains that such plates or windshield hanging placards are nontransferable, and the restrictions explaining who and when a person or vehicle which bears

or has the disabled plates or windshield hanging placards may be used or be parked in a disabled reserved parking space, and the penalties prescribed for violations of the provisions of this act.

[17.] **16. (1) Except as otherwise provided in this subsection, every [new] applicant for issuance or renewal of a disabled license plate or placard shall be required to present a new physician's statement dated no more than ninety days prior to such application. [Renewal applicants will be required to submit a physician's statement dated no more than ninety days prior to such application upon their first renewal occurring on or after August 1, 2005. Upon completing subsequent renewal applications, a physician's statement dated no more than ninety days prior to such application shall be required every eighth year. Such physician's statement shall state the expiration date for the temporary windshield placard. If the physician fails to record an expiration date on the physician's statement, the director shall issue the temporary windshield placard for a period of thirty days. The director may stagger the requirement of a physician's statement on all renewals for the initial implementation of an eight-year period.]**

(2) Notwithstanding any provision of law to the contrary, if the applicant has presented proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards. Initial applications shall be accompanied by the physician's statement required by this section.

(3) Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided a physician's statement with the original application shall not be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.

(4) Notwithstanding any provision of law to the contrary, if the applicant has presented a physician's statement noting that the physical disability of the applicant, user, or member of the applicant's household is permanent, the applicant shall only be required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards every tenth year.

[18.] **17. The director of revenue upon receiving a physician's statement pursuant to this subsection shall check with the state board of registration for the healing arts created in section 334.120, or the Missouri state board of nursing established in section 335.021, with respect to physician's statements signed by advanced practice registered nurses, or the Missouri state board of chiropractic examiners established in section 331.090, with respect to physician's statements signed by licensed chiropractors, or with the board of optometry established in section 336.130, with respect to physician's statements signed by licensed optometrists, or the state board of podiatric medicine created in section 330.100, with respect to physician's statements signed by physicians of the foot or podiatrists to determine whether the physician is duly licensed and registered pursuant to law. [If such applicant obtaining a disabled license plate or placard presents proof of disability in the form of a statement from the United States Veterans' Administration verifying that the person is permanently disabled, the applicant shall be exempt from the eight-year certification requirement of this subsection for renewal of the plate or placard. Initial applications shall be accompanied by the physician's statement required by this section. Notwithstanding the provisions of paragraph (f) of subdivision (4) of subsection 1 of this section, any person seventy-five years of age or older who provided the physician's statement with the original application shall not be**

required to provide a physician's statement for the purpose of renewal of disabled persons license plates or windshield placards.]

[19.] **18.** The boards shall cooperate with the director and shall supply information requested pursuant to this subsection. The director shall, in cooperation with the boards which shall assist the director, establish a list of all Missouri physicians and other authorized health care practitioners and of any other information necessary to administer this section.

[20.] **19.** Where the owner's application is based on the fact that the vehicle is used at least fifty percent of the time by a physically disabled person, the applicant shall submit a statement stating this fact, in addition to the physician's statement. The statement shall be signed by both the owner of the vehicle and the physically disabled person. The applicant shall be required to submit this statement with each application for license plates. No person shall willingly or knowingly submit a false statement and any such false statement shall be considered perjury and may be punishable pursuant to section 301.420.

[21.] **20.** The director of revenue shall retain all physicians' statements and all other documents received in connection with a person's application for disabled license plates and/or disabled windshield placards.

[22.] **21.** The director of revenue shall enter into reciprocity agreements with other states or the federal government for the purpose of recognizing disabled person license plates or windshield placards issued to physically disabled persons.

[23.] **22.** When a person to whom disabled person license plates or a removable or temporary windshield placard or both have been issued dies, the personal representative of the decedent or such other person who may come into or otherwise take possession of the disabled license plates or disabled windshield placard shall return the same to the director of revenue under penalty of law. Failure to return such plates or placards shall constitute a class B misdemeanor.

[24.] **23.** The director of revenue may order any person issued disabled person license plates or windshield placards to submit to an examination by a chiropractor, osteopath, or physician, or to such other investigation as will determine whether such person qualifies for the special plates or placards.

[25.] **24.** If such person refuses to submit or is found to no longer qualify for special plates or placards provided for in this section, the director of revenue shall collect the special plates or placards, and shall furnish license plates to replace the ones collected as provided by this chapter.

[26.] **25.** In the event a removable or temporary windshield placard is lost, stolen, or mutilated, the lawful holder thereof shall, within five days, file with the director of revenue an application and an affidavit stating such fact, in order to purchase a new placard. The fee for the replacement windshield placard shall be four dollars.

[27.] **26.** Fraudulent application, renewal, issuance, procurement or use of disabled person license plates or windshield placards shall be a class A misdemeanor. It is a class B misdemeanor for a physician, chiropractor, podiatrist or optometrist to certify that an individual or family member is qualified for a license plate or windshield placard based on a disability, the diagnosis of which is outside their scope of practice or if there is no basis for the diagnosis.”; and

Further amend said bill, page 48, Section B, line 3, by striking “301.142,”; and further amend line 16, by striking “301.142,”.

Senator Carter moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

INTRODUCTION OF GUESTS

Senator McCreery introduced to the Senate, Saul Mirowitz Jewish Community Director of Instruction, Shannon Rohlman; and 4th grade students.

Senator Bean introduced to the Senate, Neelyville High School Lady Cheerleading Coaches, Brandi Lumby; and Jennifer Barker; and team; and John and Butty Raines, Wildwood.

Senator Crawford introduced to the Senate, Polk Co. 4H; and Hickory Co. 4H.

Senator Brown (26) introduced to the Senate, Missouri Hemp Trade Association, Brain Riegel, Union.

On behalf of Senator Bernskoetter, the President introduced to the Senate, Lincoln University Nursing instructor, Ellen Kliethermes; and students, Claire Kampeter; Kenley Haslag; Haley Brandt; Hannah Rader; Brooklyn Worthey; Gracie Bernskoetter; and Kameryn Patterson.

Senator Carter introduced to the Senate, Turning Point USA students for Life of America, Amanda Wiley; and Kendall Hirte; and David and Sarah Gould; and their children, Shayla, Savannah; and Delaney.

Senator Washington introduced to the Senate, Health Forward Foundation employees, McClain Bryant Macklin; and Nathan Madden, Kansas City.

On motion of Senator O’Laughlin, the Senate adjourned under the rules, which placed **SB 847**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), on the Informal Calendar.

SENATE CALENDAR

THIRTY-SECOND DAY-THURSDAY, MARCH 7, 2024

FORMAL CALENDAR

SECOND READING OF SENATE BILLS

SB 1428-Carter
SB 1429-Carter
SB 1430-Bernskoetter
SB 1431-Bernskoetter
SB 1432-Mosley
SB 1433-Eslinger
SB 1434-Thompson Rehder
SB 1435-Rowden

SB 1436-Schroer
SB 1437-Schroer
SB 1438-May
SB 1439-Roberts
SB 1440-Coleman
SB 1441-Trent
SB 1442-McCreery
SB 1443-McCreery

SB 1444-McCreery	SB 1486-McCreery
SB 1445-McCreery	SB 1487-Brown (26)
SB 1446-Williams	SB 1488-Rizzo
SB 1447-Williams	SB 1489-Rizzo
SB 1448-Razer	SB 1490-Washington
SB 1449-Razer	SB 1491-Trent
SB 1450-Thompson Rehder	SB 1492-Hoskins
SB 1451-Thompson Rehder	SB 1493-Eigel
SB 1452-Moon	SB 1494-Gannon
SB 1453-Brown (16)	SB 1495-Gannon
SB 1454-Brown (16)	SB 1496-Schroer
SB 1455-Eslinger	SB 1497-Carter
SB 1456-Rizzo	SB 1498-Beck
SB 1457-Razer	SB 1499-Brattin
SB 1458-Razer	SB 1500-Brattin
SB 1459-Koenig	SB 1501-Brattin
SB 1460-Brown (26)	SB 1502-Coleman
SB 1461-Trent	SB 1503-Williams
SB 1462-Trent	SB 1504-May
SB 1463-O'Laughlin	SB 1505-Eslinger
SB 1464-Schroer	SB 1506-Black
SB 1465-Schroer	SB 1507-Washington
SB 1466-Schroer	SB 1508-McCreery
SB 1467-Schroer	SB 1509-Trent
SB 1468-Luetkemeyer	SB 1510-Trent
SB 1469-Cierpiot	SB 1511-Washington
SB 1470-Cierpiot	SB 1512-Fitzwater
SB 1471-McCreery	SB 1513-Eigel
SB 1472-McCreery	SB 1514-Eigel
SB 1473-Carter	SB 1515-Eigel
SB 1474-Carter	SB 1516-Eigel
SB 1475-Trent	SB 1517-Eigel
SB 1476-Brown (16)	SB 1518-Eigel
SB 1477-Brown (16)	SB 1519-Eigel
SB 1478-Fitzwater	SB 1520-Hoskins
SB 1479-Hough	SJR 89-Eigel
SB 1480-Eigel	SJR 90-Cierpiot
SB 1481-Gannon	SJR 91-Rowden
SB 1482-Crawford	SJR 92-Fitzwater
SB 1483-Bean	SJR 93-Bernskoetter
SB 1484-Eslinger	SJR 94-Roberts
SB 1485-Brown (16)	SJR 95-Trent

HOUSE BILLS ON SECOND READING

HCS for HB 1989
HB 1488-Shields
HCS for HB 1511
HB 1960-Riley
HCS for HB 1720
HB 2062-Brown, C. (16)
HCS for HB 1659
HB 1803-Thompson
HB 1495-Griffith

HB 1909-Taylor (48)
HCS for HB 1749
HB 2430-McGill
HB 1912-McGill
HB 2057-Keathley
HCS for HBs 2134 & 1956
HCS for HBs 1626 & 1940
HCS for HB for 2634
HCS for HBs 1706 & 1539

THIRD READING OF SENATE BILLS

SB 736-Crawford
SS#2 for SCS for SBs 754, 746, 788,
765, 841, 887 & 861-Luetkemeyer
SS for SCS for SJR 71-Black
SB 1039-Roberts and Beck

SS for SB 802-Trent
SS for SB 1298-Bean
SS for SCS for SB 756-Luetkemeyer
SS for SB 895-Trent
SB 1363-Crawford

SENATE BILLS FOR PERFECTION

SB 772-Gannon
SB 912-Brown (26), with SCS
SB 801-Fitzwater, with SCS
SB 1111-Black

SBs 894 & 825-Fitzwater, with SCS
SB 1207-Hoskins
SJR 50-Koenig, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS
SB 739-Cierpiot
SB 740-Cierpiot, with SCS
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 748-Hough
SB 750-Hough, with SCS & SA 1 (pending)
SBs 767 & 1342-Thompson Rehder, with SCS
SB 778-Eslinger, with SS & SA 1 (pending)

SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 811-Coleman, with SCS, SS for SCS &
SA 1 (pending)
SB 818-Brown (26), with SS & SA 2 (pending)
SB 830-Rowden, with SS, SA 2 & point of
order (pending)
SB 847-Hough, with SCS, SS for SCS & SA 1
(pending)

SB 848-Hough
SB 850-Brown (16)
SB 862-Thompson Rehder, with SS & SA 7
(pending)
SB 872-Eslinger, with SS & SA 1 (pending)
SB 876-Bean, with SCS
SB 964-Razer, with SS & SA 5 (pending)

SB 984-Schroer
SBs 1168 & 810-Coleman, with SCS, SS for SCS,
SA 2, SA 1 to SA 2 & point of order (pending)
SB 1199-Trent
SB 1375-Eslinger
SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Reported from Committee

SCR 22-Carter

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SECOND DAY - THURSDAY, MARCH 7, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

"Therefore, do not worry about tomorrow, for tomorrow will worry about itself. Each day has enough trouble of its own." (Matthew 6:34 NIV)

Heavenly Father, as we conclude this week's senate proceedings, help us release the burdens of the day and the uncertainties of the future, trusting in Your providence. Grant us the serenity to let go of worries about the future and instead focus on the blessings of the present. And, as we rest in Your grace over the weekend—trusting in Your unfailing love, we ask that You would renew our spirits. We also ask for Your hand of protection to be on all of those in our National Guard who are preparing to head to Texas. Protect them and keep them safe. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 747, regarding Natalie Hawn, St. Joseph, which was adopted.

Senator Arthur offered Senate Resolution No. 748, regarding CiCi Rojas, Kansas City, which was adopted.

Senator Arthur offered Senate Resolution No. 749, regarding Kali Sun, Kansas City, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 750, regarding Trish Erzfeld, Perryville, which was adopted.

Senator Brattin offered Senate Resolution No. 751, regarding Deidre Anderson-Barbee, Raymore, which was adopted.

THIRD READING OF SENATE BILLS

SB 736, introduced by Senator Crawford, entitled:

An Act to repeal section 30.753, RSMo, and to enact in lieu thereof three new sections relating to the duties of the state treasurer.

Was taken up.

On motion of Senator Crawford, **SB 736** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden
Schroer	Thompson Rehder	Trent—24				

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Washington	Williams—9					

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861**, introduced by Senator Luetkemeyer, entitled:

SENATE SUBSTITUTE NO. 2 FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 754, 746, 788, 765, 841, 887, and 861

An Act to repeal sections 211.031, 211.071, 217.345, 217.690, 547.031, 556.021, 558.016, 558.019, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.192, 590.653, 600.042, and 610.140, RSMo, and to enact in lieu thereof twenty-nine new sections relating to public safety, with penalty provisions and a delayed effective date for a certain section.

Was taken up.

On motion of Senator Luetkemeyer **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Carter
Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough	Koenig
Luetkemeyer	May	O'Laughlin	Razer	Rizzo	Rowden	Schroer
Thompson Rehder	Williams—23					

NAYS—Senators

Brattin	Brown (26th Dist.)	Coleman	Eigel	Hoskins	McCreery	Moon
Mosley	Trent	Washington—10				

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for **SCS** for **SJR 71**, introduced by Senator Black, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 71

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing section 14 of article I of the Constitution of Missouri, and adopting one new section in lieu thereof relating to the administration of justice.

Was taken up.

On motion of Senator Black, **SS** for **SCS** for **SJR 71** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough
Luetkemeyer	May	McCreery	Mosley	O'Laughlin	Razer	Rizzo
Rowden	Thompson Rehder	Washington	Williams—25			

NAYS—Senators

Brattin	Eigel	Hoskins	Koenig	Moon	Schroer	Trent—7
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Absent—Senator Coleman—1

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Black, title to the joint resolution was agreed to.

Senator Black moved that the vote by which the joint resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SB 1039, introduced by Senator Beck, entitled:

An Act to amend chapter 37, RSMo, by adding thereto three new sections relating to the Missouri geospatial advisory council.

Was taken up.

On motion of Senator Beck, **SB 1039** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Razer	Rizzo	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senator Coleman—1

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Beck, title to the bill was agreed to.

Senator Beck moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SB 802, introduced by Senator Trent, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 802

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to rural workforce development incentives.

Was taken up.

On motion of Senator Trent, **SS for SB 802** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Black	Brown (16th Dist.)	Coleman	Crawford
Eslinger	Hoskins	May	McCreery	Mosley	Razer	Rizzo
Rowden	Schroer	Trent	Washington	Williams—19		

NAYS—Senators

Bernskoetter	Brattin	Brown (26th Dist.)	Carter	Cierpiot	Eigel	Fitzwater
Gannon	Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Thompson Rehder—14

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Trent, title to the bill was agreed to.

Senator Trent moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SB 1298, introduced by Senator Bean, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1298

An Act to repeal sections 301.010 and 307.010, RSMo, and to enact in lieu thereof two new sections relating to cotton trailers, with existing penalty provisions.

Was taken up.

On motion of Senator Bean, **SS for SB 1298** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Bean, title to the bill was agreed to.

Senator Bean moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SCS for SB 756, introduced by Senator Luetkemeyer, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 756

An Act to repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to a property tax credit for certain seniors.

Was taken up.

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 756** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Razer	Rizzo	Rowden	Schroer
Thompson Rehder	Trent	Williams—31				

NAYS—Senators

Moon Washington—2

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for **SB 895**, introduced by Senator Trent, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 895

An Act to amend chapters 67 and 534, RSMo, by adding thereto two new sections relating to landlord-tenant proceedings.

Was taken up.

On motion of Senator Trent, **SS** for **SB 895** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	Moon	O'Laughlin
Rowden	Schroer	Thompson Rehder	Trent—25			

NAYS—Senators

Arthur	Beck	McCreery	Mosley	Razer	Rizzo	Washington
Williams—8						

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Trent, title to the bill was agreed to.

Senator Trent moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SB 1363, introduced by Senator Crawford, entitled:

An Act to repeal sections 57.010 and 57.530, RSMo, and section 50.327 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.327 as enacted by house bill no. 271 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 55.160 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 55.160 as enacted by house bill no. 58 merged with senate bill no. 210 merged with senate bill no. 507, ninety-third general assembly, first regular session, section 57.317 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 57.317 as enacted by senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 58.095 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.095 as enacted by house bill no. 2046, one hundredth general assembly, second regular session, section 58.200 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.200 as codified as section 13145 in the 1939 revised statutes of Missouri, section 140.170 as enacted by house bill no. 613, ninety-eighth general assembly, first regular session, section 140.170 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, section 473.742 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 473.742 as enacted by senate bill no. 808, ninety-fifth general assembly, second regular session, and to enact in lieu thereof ten new sections relating to county officials.

Was taken up.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

On motion of Senator Crawford, **SB 1363** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Mosley	O'Laughlin	Razer	Rizzo	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators						
Brown (26th Dist.)	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senators—None

Absent with leave—Senator Roberts—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator Crawford, Chair of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 834**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 903**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 1359**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 835**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bernskoetter, Chair of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SB 845**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 1296**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1266**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass and be placed on the Consent Calendar.

Also,

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1379**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 900**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **SJR 78**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Senator Eslinger, Chair of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 1351**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bean, Chair of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **SB 782**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Black, Chair of the Committee on Veterans, Military Affairs and Pensions, submitted the following reports:

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **SB 898**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **SB 734**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **SB 735**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following report:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 1036**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bean assumed the Chair.

SECOND READING OF SENATE BILLS

The following Bills and Joint Resolutions were read the 2nd time and referred to the Committees indicated:

SB 1428—Judiciary and Civil and Criminal Jurisprudence.

SB 1429—Emerging Issues.

SB 1430—General Laws.

SB 1431—Local Government and Elections.

SB 1432—Progress and Development.

SB 1433—Agriculture, Food Production and Outdoor Resources.

SB 1434—General Laws.

SB 1435—Local Government and Elections.

SB 1436—Fiscal Oversight.

SB 1437—Judiciary and Civil and Criminal Jurisprudence.

SB 1438—Transportation, Infrastructure and Public Safety.

SB 1439—Judiciary and Civil and Criminal Jurisprudence.

SB 1440—Select Committee on Empowering Missouri Parents and Children.

SB 1441—Judiciary and Civil and Criminal Jurisprudence.

SB 1442—Commerce, Consumer Protection, Energy and the Environment.

SB 1443—Health and Welfare.

SB 1444—Judiciary and Civil and Criminal Jurisprudence.

SB 1445—Emerging Issues.

SB 1446—Select Committee on Empowering Missouri Parents and Children.

SB 1447—Select Committee on Empowering Missouri Parents and Children.

SB 1448—Transportation, Infrastructure and Public Safety.

SB 1449—Transportation, Infrastructure and Public Safety.

SB 1450—Judiciary and Civil and Criminal Jurisprudence.

SB 1451—Judiciary and Civil and Criminal Jurisprudence.

SB 1452—Rules, Joint Rules, Resolutions and Ethics.

SB 1453—Emerging Issues.

SB 1454—Health and Welfare.

SB 1455—Governmental Accountability.

SB 1456—Fiscal Oversight.

SB 1457—Select Committee on Empowering Missouri Parents and Children.

SB 1458—Select Committee on Empowering Missouri Parents and Children.

SB 1459—Emerging Issues.

SB 1460—Commerce, Consumer Protection, Energy and the Environment.

SB 1461—Commerce, Consumer Protection, Energy and the Environment.

SB 1462—Select Committee on Empowering Missouri Parents and Children.

SB 1463—Insurance and Banking.

SB 1464—Progress and Development.

SB 1465—Progress and Development.

SB 1466—Commerce, Consumer Protection, Energy and the Environment.

SB 1467—Judiciary and Civil and Criminal Jurisprudence.

SB 1468—Judiciary and Civil and Criminal Jurisprudence.

SB 1469—Agriculture, Food Production and Outdoor Resources.

SB 1470—Commerce, Consumer Protection, Energy and the Environment.

SB 1471—Commerce, Consumer Protection, Energy and the Environment.

SB 1472—Agriculture, Food Production and Outdoor Resources.

SB 1473—Local Government and Elections.

SB 1474—Veterans, Military Affairs and Pensions.

- SB 1475**—Fiscal Oversight.
- SB 1476**—Transportation, Infrastructure and Public Safety.
- SB 1477**—General Laws.
- SB 1478**—Transportation, Infrastructure and Public Safety.
- SB 1479**—Education and Workforce Development.
- SB 1480**—Local Government and Elections.
- SB 1481**—Select Committee on Empowering Missouri Parents and Children.
- SB 1482**—Insurance and Banking.
- SB 1483**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1484**—Health and Welfare.
- SB 1485**—Health and Welfare.
- SB 1486**—Health and Welfare.
- SB 1487**—General Laws.
- SB 1488**—Local Government and Elections.
- SB 1489**—Transportation, Infrastructure and Public Safety.
- SB 1490**—Progress and Development.
- SB 1491**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1492**—Select Committee on Empowering Missouri Parents and Children.
- SB 1493**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1494**—Health and Welfare.
- SB 1495**—Veterans, Military Affairs and Pensions.
- SB 1496**—Economic Development and Tax Policy.
- SB 1497**—Select Committee on Empowering Missouri Parents and Children.
- SB 1498**—General Laws.
- SB 1499**—Judiciary and Civil and Criminal Jurisprudence.
- SB 1500**—Agriculture, Food Production and Outdoor Resources.
- SB 1501**—Commerce, Consumer Protection, Energy and the Environment.
- SB 1502**—Emerging Issues.
- SB 1503**—Transportation, Infrastructure and Public Safety.

SB 1504—Veterans, Military Affairs and Pensions.

SB 1505—Judiciary and Civil and Criminal Jurisprudence.

SB 1506—Select Committee on Empowering Missouri Parents and Children.

SB 1507—Insurance and Banking.

SB 1508—Select Committee on Empowering Missouri Parents and Children.

SB 1509—Judiciary and Civil and Criminal Jurisprudence.

SB 1510—Transportation, Infrastructure and Public Safety.

SB 1511—Emerging Issues.

SB 1512—Progress and Development.

SB 1513—Commerce, Consumer Protection, Energy and the Environment.

SB 1514—Commerce, Consumer Protection, Energy and the Environment.

SB 1515—Veterans, Military Affairs and Pensions.

SB 1516—Transportation, Infrastructure and Public Safety.

SB 1517—Transportation, Infrastructure and Public Safety.

SB 1518—Governmental Accountability.

SB 1519—Economic Development and Tax Policy.

SB 1520—General Laws.

SJR 89—Fiscal Oversight.

SJR 90—Economic Development and Tax Policy.

SJR 91—Local Government and Elections.

SJR 92—Judiciary and Civil and Criminal Jurisprudence.

SJR 93—Transportation, Infrastructure and Public Safety.

SJR 94—Local Government and Elections.

SJR 95—Select Committee on Empowering Missouri Parents and Children.

RE-REFERRALS

President Pro Tem Rowden re-referred **SB 773** to the Select Committee on Empowering Missouri Parents and Children.

President Pro Tem Rowden assumed the Chair.

REPORTS OF SELECT COMMITTEES

Senator Trent, Chair of the Committee on Select Committee on Empowering Missouri Parents and Children, submitted the following reports:

Mr. President: Your Committee on Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 1391**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 1393**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

Senator Bean assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committee indicated:

HCS for HB 1989—Education and Workforce Development.

HB 1488—Governmental Accountability.

HCS for HB 1511—Economic Development and Tax Policy.

HB 1960—Economic Development and Tax Policy.

HCS for HB 1720—Local Government and Elections.

HB 2062—Emerging Issues.

HCS for HB 1659—Judiciary and Civil and Criminal Jurisprudence.

HB 1803—Insurance and Banking.

HB 1495—Veterans, Military Affairs and Pensions.

HB 1909—Local Government and Elections.

HCS for HB 1749—Local Government and Elections.

HB 2430—Economic Development and Tax Policy.

HB 1912—Economic Development and Tax Policy.

HB 2057—Commerce, Consumer Protection, Energy and the Environment.

HCS for HBs 2134 and 1956—Agriculture, Food Production and Outdoor Resources.

HCS for HBs 1626 and 1940—Transportation, Infrastructure and Public Safety.

HCS for HB 2634—Health and Welfare.

HCS for HBs 1706 and 1539—Health and Welfare.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1569**, entitled:

An Act to repeal sections 173.1105, 173.1352, and 173.2553, RSMo, and to enact in lieu thereof five new sections relating to support for students attending institutions of higher education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2016**, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2024.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR**s **68** and **79**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 18(b) of Article VI of the Constitution of Missouri, and adopting one new section in lieu thereof relating to charter counties.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2287**, entitled:

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to the virtual school program.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2111**, entitled:

An Act to repeal sections 29.005, 29.235, 374.250, and 610.021, RSMo, and to enact in lieu thereof five new sections relating to powers of the state auditor.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2322** and **1774**, entitled:

An Act to repeal sections 333.041 and 333.042, RSMo, and to enact in lieu thereof two new sections relating to the licensing of persons performing certain funeral-related services, with a delayed effective date.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2282**, entitled:

An Act to amend chapter 67, RSMo, by adding thereto one new section relating to the building permit reform act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2385**, entitled:

An Act to repeal section 441.043, RSMo, and to enact in lieu thereof one new section relating to local government ordinances for rental property.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2431**, entitled:

An Act to repeal sections 70.605, 70.630, 70.655, 70.680, 70.690, 70.745, 70.746, 70.747, 86.200, and 105.688, RSMo, and to enact in lieu thereof eleven new sections relating to public employee retirement systems.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1751**, entitled:

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1518**, entitled:

An Act to amend chapter 173, RSMo, by adding thereto two new sections relating to student associations at public institutions of higher learning.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 2352**, entitled:

An Act to repeal section 68.080, RSMo, and to enact in lieu thereof one new section relating to the waterways and ports trust fund.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 2279**, entitled:

An Act to repeal sections 226.510, 226.540, and 226.550, RSMo, and to enact in lieu thereof eight new sections relating to roadway signs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1486**, entitled:

An Act to repeal section 163.018, RSMo, and to enact in lieu thereof one new section relating to state funding for early childhood education programs.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1604**, entitled:

An Act to repeal section 115.127, RSMo, and to enact in lieu thereof one new section relating to the deadline for filing declarations of candidacy.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Coleman introduced to the Senate, her son, Gerhardt; and Gerhardt was made an honorary page.

Senator May introduced to the Senate, Forsyth Elementary School teachers, Melissa Jonff; Leah Hooper; Kristin Veldhnizem; and Kris Hendrix; and 4th grade students.

Senator Williams introduced to the Senate, Torah Prep students, Rachelli Goldenhersh; Tzivi Glickfield; Nili Schuss; Chanah Sasportas; Malka Rosner; Esti Botuck; Tzofia Bloon; Basya Miller; and Chaya Kass.

Senator Trent introduced to the Senate, Devon Jarvis; Deanna Carpenter; Ken Teugue; John Lawson; Mike Goldhardt; Robert Nothum; Mellissa Nothum; Dave Walter; Mariceuue Hill; and Holly Obevhausley.

Senator Carter introduced to the Senate, Missionary Baptist Church youth and young adult Pastor, Garry and Trina Boone; Andria Hendricks; Paul and Diana Fields; John Metcalf; Wendie Dumaway; and Joseph Sheppard.

Senator May introduced to the Senate, Gateway Science Academy of St. Louis superintendent, Engin Blackstone; robotics coach, Royal Gasimov; and students, Maxwell Mashburn; Jackson Lowry; Ganira Imbula; and Atticus Luther.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, March 11, 2024.

SENATE CALENDAR

THIRTY-THIRD DAY-MONDAY, MARCH 11, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HCS for HB 2431
HCS for HB 2016	HB 1751-Haffner
HCS for HJR 68 & 79	HB 1518-Hudson
HB 2287-Christofanelli	HCS for HB 2352
HB 2111-Christofanelli	HCS for HB 2279
HCS for HBs 2322 & 1774	HB 1486-Shields
HB 2282-Lovasco	HB 1604-Hinman
HB 2385-Keathley	

SENATE BILLS FOR PERFECTION

1. SB 772-Gannon	12. SB 845-Bernskoetter
2. SB 912-Brown (26), with SCS	13. SB 900-Black
3. SB 801-Fitzwater, with SCS	14. SJR 78-Brown (26)
4. SB 1111-Black	15. SB 1351-Luetkemeyer, with SCS
5. SBs 894 & 825-Fitzwater, with SCS	16. SB 782-Bean, with SCS
6. SB 1207-Hoskins	17. SB 898-Black
7. SJR 50-Koenig, with SCS	18. SB 734-Eigel, with SCS
8. SB 834-Crawford, with SCS	19. SB 735-Eigel and Moon, with SCS
9. SB 903-Schroer	20. SB 1036-Razer, with SCS
10. SB 1359-Trent	21. SB 1391-Luetkemeyer, with SCS
11. SB 835-Crawford, with SCS	

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS	SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 739-Cierpiot	SB 748-Hough
SB 740-Cierpiot, with SCS	SB 750-Hough, with SCS & SA 1 (pending)
SB 742-Arthur, with SS (pending)	SBs 767 & 1342-Thompson Rehder, with SCS

SB 778-Eslinger, with SS & SA 1 (pending)

SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)

SB 811-Coleman, with SCS, SS for SCS &
SA 1 (pending)

SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending)

SB 830-Rowden, with SS, SA 2 & point of
order (pending)

SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending)

SB 848-Hough

SB 850-Brown (16)

SB 862-Thompson Rehder, with SS & SA 7
(pending)

SB 872-Eslinger, with SS & SA 1 (pending)

SB 876-Bean, with SCS

SB 964-Razer, with SS & SA 5 (pending)

SB 984-Schroer

SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)

SB 1199-Trent

SB 1375-Eslinger

SB 1392-Trent

CONSENT CALENDAR

Senate Bills

Reported 3/7

SB 1296-O'Laughlin

SB 1266-Luetkemeyer, with SCS

SB 1379-Arthur

SB 1393-O'Laughlin

RESOLUTIONS

SR 557-Eigel

SR 558-Eigel

SR 561-Moon

SR 562-Moon

SR 563-Moon

SR 631-May

SR 647-Coleman

Reported from Committee

SCR 22-Carter

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-THIRD DAY - MONDAY, MARCH 11, 2024

The Senate met pursuant to adjournment.

Senator Trent in the Chair.

Senator Carter offered the following prayer:

"God is our refuge and strength, an ever-present help in trouble." (Psalm 46:1 NIV)

Almighty God, our Rock and Redeemer, we come before You with gratitude for Your unwavering support and strength. You are our refuge and ever-present help in times of need. As we start back to work this week, may Your presence fill this chamber, empowering us to make decisions that reflect justice, compassion, and the well-being of those we serve. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, March 7, 2024, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Williams—33		

Absent—Senator Washington—1

Absent with leave—Senators—None

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown (26) offered Senate Resolution No. 752, regarding Eagle Scout, Ean Dale Smith, Loose Creek, which was adopted.

Senator Mosley offered Senate Resolution No. 753, regarding Lowry Finley-Jackson, St. Louis, which was adopted.

Senator Brown (26) offered Senate Resolution No. 754, regarding Jan Haviland, Linn, which was adopted.

Senator Bean offered Senate Resolution No. 755, regarding Laura Hunter Collins, Bell City, which was adopted.

Senator Bean offered Senate Resolution No. 756, regarding Bootheel Pediatric Therapy, Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 757, regarding Greg Mathis, Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 758, regarding Republic Services-Lemons Landfill, Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 759, regarding Ashley Miller, Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 760, regarding Dexter Friends of the Park, Dexter, which was adopted.

Senator Bean offered Senate Resolution No. 761, regarding Jessica Jinkerson, Dexter, which was adopted.

Senator Hough offered Senate Resolution No. 762, regarding Rachel Anderson, Springfield, which was adopted.

Senator Hough offered Senate Resolution No. 763, regarding Winter Kinne, Springfield, which was adopted.

Senator Williams offered Senate Resolution No. 764, regarding Dr. Kashina Bell Believe Room 11 Literacy Lab, which was adopted.

CONCURRENT RESOLUTIONS

Senator Schroer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 35

Whereas, the Weldon Spring Site was historically used to process uranium and left damage to the environment and health of the local residents; and

Whereas, the community surrounding the Weldon Spring Site has been affected by nuclear contamination in the name of national security; and

Whereas, the Radiation Exposure Compensation Act (RECA) represents a critical means of providing compensation to the affected populations and acknowledgment of the damage from the nuclear exposure; and

Whereas, the expiration of RECA would deny justice to the individuals currently affected by the nuclear exposure and would fail future generations that may feel the effects of the nuclear exposure; and

Whereas, the reauthorization of RECA is not only a financial matter but a moral imperative to right the past wrongs; and

Whereas, it is the duty of Missouri's elected officials to ensure justice for those within the state's borders who have suffered from the government-induced nuclear radiation exposure:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred Second General Assembly, second Regular Session, the House of Representatives concurring therein, hereby urge the United States Congress to swiftly reauthorize and update the RECA; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the United States Senate, to the Speaker of the United States House of Representatives, and to the members of the Missouri congressional delegation.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SB 727**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 727**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 727

An Act to repeal sections 135.713, 135.714, 135.715, 160.400, and 166.700, RSMo, and to enact in lieu thereof five new sections relating to educational opportunities for elementary and secondary school students.

Was taken up.

Senator Koenig moved that **SCS** for **SB 727** be adopted.

Senator Koenig offered **SS** for **SCS** for **SB 727**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 727

An Act to repeal sections 135.713, 135.714, 135.715, 160.400, 160.415, 161.670, 162.996, 166.700, 167.031, 167.061, 167.071, 167.600, 167.619, 210.167, 210.211, 211.031, and 452.375, RSMo, and to enact in lieu thereof eighteen new sections relating to elementary and secondary education, with penalty provisions.

Senator Koenig moved that **SS** for **SCS** for **SB 727** be adopted.

President Kehoe assumed the Chair.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 727, Page 2, Section 135.713, Line 35, by inserting after “year.” the following: “**There shall be no tax credits authorized under sections 135.712 to 135.719 unless an appropriation is made for such tax credits.**”.

Senator Beck moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

Senator Fitzwater assumed the Chair.

At the request of Senator Koenig, **SB 727**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1713**, entitled:

An Act to repeal sections 143.174 and 143.175, RSMo, and to enact in lieu thereof two new sections relating to a tax deduction for members of the armed forces.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 2065**, entitled:

An Act to repeal sections 140.010, 140.250, 140.420, 140.980, 140.981, 140.982, 140.983, 140.984, 140.985, 140.986, 140.987, 140.988, 140.991, 140.1000, 140.1006, 140.1009, 140.1012, 141.220, 141.230, 141.250, 141.270, 141.290, 141.300, 141.320, 141.330, 141.360, 141.410, 141.440, 141.500, 141.520, 141.535, 141.540, 141.550, 141.560, 141.570, 141.580, 141.610, 141.620, 141.680, 141.700, 141.820, 141.830, 141.840, 141.850, 141.860, 141.870, 141.880, 141.890, 141.900, 141.910, 141.920, 141.930, 141.931, 141.940, 141.950, 141.960, 141.970, 141.980, 141.984, 141.1009, and 249.255, RSMo, and section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, and to enact in lieu thereof forty-eight new sections relating to the collection of delinquent taxes, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1496**, entitled:

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to military medal programs for veterans.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

Senator Rizzo submitted the following:

March 11, 2024

Kristina Martin – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Kristina:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby remove Senator Doug Beck from the Fiscal Oversight Committee. To fill that vacancy, I hereby appoint Senator Steven Roberts to the same committee.

Sincerely,



John J. Rizzo

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Tuesday, March 12, 2024.

SENATE CALENDAR

THIRTY-FOURTH DAY-TUESDAY, MARCH 12, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HB 1751-Haffner
HCS for HB 2016	HB 1518-Hudson
HCS for HJRs 68 & 79	HCS for HB 2352
HB 2287-Christofanelli	HCS for HB 2279
HB 2111-Christofanelli	HB 1486-Shields
HCS for HBs 2322 & 1774	HB 1604-Hinman
HB 2282-Lovasco	HB 1713-Schnelting
HB 2385-Keathley	HCS for HB 2065
HCS for HB 2431	HB 1496-Griffith

SENATE BILLS FOR PERFECTION

1. SB 772-Gannon	10. SB 1359-Trent
2. SB 912-Brown (26), with SCS	11. SB 835-Crawford, with SCS
3. SB 801-Fitzwater, with SCS	12. SB 845-Bernskoetter
4. SB 1111-Black	13. SB 900-Black
5. SBs 894 & 825-Fitzwater, with SCS	14. SJR 78-Brown (26)
6. SB 1207-Hoskins	15. SB 1351-Luetkemeyer, with SCS
7. SJR 50-Koenig, with SCS	16. SB 782-Bean, with SCS
8. SB 834-Crawford, with SCS	17. SB 898-Black
9. SB 903-Schroer	18. SB 734-Eigel, with SCS

19. SB 735-Eigel and Moon, with SCS
 20. SB 1036-Razer, with SCS

21. SB 1391-Luetkemeyer, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 727-Koenig, with SCS, SS for SCS &
 SA 1 (pending)
 SB 739-Cierpiot
 SB 740-Cierpiot, with SCS
 SB 742-Arthur, with SS (pending)
 SB 745-Bernskoetter, with SS & SA 1 (pending)
 SB 748-Hough
 SB 750-Hough, with SCS & SA 1 (pending)
 SBs 767 & 1342-Thompson Rehder, with SCS
 SB 778-Eslinger, with SS & SA 1 (pending)
 SB 799-Fitzwater and Eigel, with SCS &
 SS for SCS (pending)
 SB 811-Coleman, with SCS, SS for SCS &
 SA 1 (pending)
 SB 818-Brown (26) and Coleman, with SS &
 SA 2 (pending)
 SB 830-Rowden, with SS, SA 2 & point of
 order (pending)

SB 847-Hough, with SCS, SS for SCS &
 SA 1 (pending)
 SB 848-Hough
 SB 850-Brown (16)
 SB 862-Thompson Rehder, with SS & SA 7
 (pending)
 SB 872-Eslinger, with SS & SA 1 (pending)
 SB 876-Bean, with SCS
 SB 964-Razer, with SS & SA 5 (pending)
 SB 984-Schroer
 SBs 1168 & 810-Coleman, with SCS, SS for
 SCS, SA 2, SA 1 to SA 2 & point of order
 (pending)
 SB 1199-Trent
 SB 1375-Eslinger
 SB 1392-Trent

CONSENT CALENDAR

Senate Bills

Reported 3/7

SB 1296-O'Laughlin
 SB 1266-Luetkemeyer, with SCS

SB 1379-Arthur
 SB 1393-O'Laughlin

RESOLUTIONS

SR 557-Eigel

SR 558-Eigel

SR 561-Moon
SR 562-Moon
SR 563-Moon

SR 631-May
SR 647-Coleman

Reported from Committee

SCR 22-Carter

To be Referred

SCR 35-Schroer

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FOURTH DAY - TUESDAY, MARCH 12, 2024

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

Senator Bean offered the following prayer:

"If my people, who are called by my name, will humble themselves and pray and seek my face and turn from their wicked ways, then I will hear from heaven, and I will forgive their sin and will heal their land." (2 Chronicles 7:14 NIV)

Almighty God, we call ourselves by Your name and recognize You alone as our God. May we continue to seek You and Your will in all of our deliberations and decisions. As we humble ourselves before You, we ask for Your wisdom and guidance, and for healing from divisiveness and disunity. Lead us and guide us we ask in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from the Missouri Independent were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Brattin—1

Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 765, regarding Eagle Scout Mason Moberly Trent, Platte City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 766, regarding Eagle Scout Owen Coltrain Behne, Platte City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 767, regarding Eagle Scout William Joseph Simpson IV, Platte City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 768, regarding Eagle Scout Zach Thomas Linville, Platte City, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 769, regarding Eagle Scout Parker Lee Messenger, Platte City, which was adopted.

Senator Trent offered Senate Resolution No. 770, regarding Eagle Scout Jackson Choi, Springfield, which was adopted.

Senator Cierpiot offered Senate Resolution No. 771, regarding Lee's Summit North High School library, which was adopted.

Senator Cierpiot offered Senate Resolution No. 772, regarding Eagle Scout William Michael "Will" Boaz, Lee's Summit, which was adopted.

Senator McCreery offered Senate Resolution No. 773, regarding Eagle Scout Evan Joseph Glavanovitz, Fenton, which was adopted.

Senator Eslinger offered Senate Resolution No. 774, regarding McKenzie Stafford, Branson, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Coleman moved that **SB 811**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Coleman, **SS** for **SCS** for **SB 811** was withdrawn, rendering **SA 1** moot.

Senator Coleman offered **SS No. 2** for **SCS** for **SB 811**, entitled:

SENATE SUBSTITUTE NO. 2 FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 811

An Act to repeal sections 21.771, 210.109, 210.112, 210.135, 210.140, 210.147, 210.221, 210.762, 211.081, 211.221, 491.075, 492.304, 566.151, and 567.030, RSMo, and to enact in lieu thereof fifteen new sections relating to child protection, with penalty provisions.

Senator Coleman moved that **SS No. 2** for **SCS** for **SB 811** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 811, Page 1, In the Title, Line 6, by striking "child protection" and inserting in lieu thereof the following: "protection of vulnerable persons"; and

Further amend said bill, page 28, Section 492.304, line 47, by inserting after all of said line the following:

“516.140. Within two years:

(1) An action for libel, slander, injurious falsehood, [assault, battery,] false imprisonment, criminal conversation, malicious prosecution or actions brought under section 290.140[.];

(2) An action for assault or battery, except for those mentioned in section 516.371;

(3) An action by an employee for the payment of unpaid minimum wages, unpaid overtime compensation or liquidated damages by reason of the nonpayment of minimum wages or overtime compensation, and for the recovery of any amount under and by virtue of the provisions of the Fair Labor Standards Act of 1938 and amendments thereto, such act being an act of Congress, shall be brought within two years after the cause accrued.

516.371. 1. Notwithstanding the provisions of section 516.140 to the contrary, an action for assault or battery based upon sexual conduct, as that term is defined in section 566.010, by a defendant against a plaintiff shall be brought within fifteen years.

2. Notwithstanding any provision of law to the contrary, there shall be a [ten-year] **fifteen-year** statute of limitation on any action for damages for personal injury caused to an individual by a person within the third degree of affinity or consanguinity who subjects such individual to sexual contact, as defined in section 566.010.

537.046. 1. As used in this section, the following terms mean:

(1) “Childhood sexual abuse”, any act committed by the defendant against the plaintiff which act occurred when the plaintiff was under the age of eighteen years and which act would have been a violation of section 566.030, [566.040, 566.050] **566.031, 566.032, 566.034**, 566.060, [566.070, 566.080, 566.090] **566.061, 566.062, 566.064, 566.067, 566.068, 566.069, 566.071, 566.083, 566.086, 566.093, 566.095**, 566.100, [566.110, or 566.120] **566.101, 566.209, 566.210, 566.211**, or section 568.020;

(2) “Injury” or “illness”, either a physical injury or illness or a psychological injury or illness. A psychological injury or illness need not be accompanied by physical injury or illness.

2. Any action to recover damages from injury or illness caused by childhood sexual abuse in an action brought pursuant to this section shall be commenced within [ten] **fifteen** years of the plaintiff attaining the age of twenty-one or within three years of the date the plaintiff discovers, or reasonably should have discovered, that the injury or illness was caused by childhood sexual abuse, whichever later occurs.

3. This section shall apply to any action commenced on or after August 28, [2004] **2024**, including any action which would have been barred by the application of the statute of limitation applicable prior to that date.

556.036. 1. A prosecution for murder, rape in the first degree, forcible rape, attempted rape in the first degree, attempted forcible rape, sodomy in the first degree, forcible sodomy, attempted sodomy in the first degree, attempted forcible sodomy, or any class A felony may be commenced at any time.

2. Except as otherwise provided in this section, prosecutions for other offenses must be commenced within the following periods of limitation:

(1) For any felony, three years, except as provided in [subdivision] **subdivisions (4) and (5)** of this subsection;

(2) For any misdemeanor, one year;

(3) For any infraction, six months;

(4) For any violation of section 569.040, when classified as a class B felony, or any violation of section 569.050 or 569.055, five years;

(5) For any violation of section 566.100 or any violation of section 566.101, when classified as a class E felony, fifteen years.

3. If the period prescribed in subsection 2 of this section has expired, a prosecution may nevertheless be commenced for:

(1) Any offense a material element of which is either fraud or a breach of fiduciary obligation within one year after discovery of the offense by an aggrieved party or by a person who has a legal duty to represent an aggrieved party and who is himself or herself not a party to the offense, but in no case shall this provision extend the period of limitation by more than three years. As used in this subdivision, the term “person who has a legal duty to represent an aggrieved party” shall mean the attorney general or the prosecuting or circuit attorney having jurisdiction pursuant to section 407.553, for purposes of offenses committed pursuant to sections 407.511 to 407.556; and

(2) Any offense based upon misconduct in office by a public officer or employee at any time when the person is in public office or employment or within two years thereafter, but in no case shall this provision extend the period of limitation by more than three years; and

(3) Any offense based upon an intentional and willful fraudulent claim of child support arrearage to a public servant in the performance of his or her duties within one year after discovery of the offense, but in no case shall this provision extend the period of limitation by more than three years.

4. An offense is committed either when every element occurs, or, if a legislative purpose to prohibit a continuing course of conduct plainly appears, at the time when the course of conduct or the person's complicity therein is terminated. Time starts to run on the day after the offense is committed.

5. A prosecution is commenced for a misdemeanor or infraction when the information is filed and for a felony when the complaint or indictment is filed.

6. The period of limitation does not run:

(1) During any time when the accused is absent from the state, but in no case shall this provision extend the period of limitation otherwise applicable by more than three years;

(2) During any time when the accused is concealing himself or herself from justice either within or without this state;

(3) During any time when a prosecution against the accused for the offense is pending in this state;

(4) During any time when the accused is found to lack mental fitness to proceed pursuant to section 552.020; or

(5) During any period of time after which a DNA profile is developed from evidence collected in relation to the commission of a crime and included in a published laboratory report until the date upon which the accused is identified by name based upon a match between that DNA evidence profile and the known DNA profile of the accused. For purposes of this section, the term “DNA profile” means the collective results of the DNA analysis of an evidence sample.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

At the request of Senator Coleman, **SB 811**, with **SCS**, **SS No. 2** for **SCS**, and **SA 1** (pending), was placed on the Informal Calendar.

Senator Gannon moved that **SB 772** be taken up for perfection, which motion prevailed.

At the request of Senator Gannon, **SB 772** was placed on the Informal Calendar.

Senator Brown (26) moved that **SB 912**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 912**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal sections 301.142 and 301.3030, RSMo, and to enact in lieu thereof three new sections relating to motor vehicles, with existing penalty provisions.

Was taken up.

Senator Brown (26) moved that **SCS** for **SB 912** be adopted.

Senator Brown (26) offered **SS** for **SCS** for **SB 912**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 912

An Act to repeal sections 42.051, 301.142, 301.3030, 301.3061, and 302.188, RSMo, and to enact in lieu thereof nine new sections relating to veterans, with existing penalty provisions.

Senator Brown (26) moved that **SS** for **SCS** for **SB 912** be adopted.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 912, Page 1, In the Title, Line 4, by striking “veterans” and inserting in lieu thereof the following: “military affairs”; and

Further amend said bill, page 21, Section 302.188, line 45, by inserting after all of said line the following:

“442.571. 1. Except as provided in sections 442.586 and 442.591, [no alien or foreign business shall acquire by grant, purchase, devise, descent or otherwise agricultural land in this state if the total aggregate alien and foreign ownership of agricultural acreage in this state exceeds one percent of the total aggregate agricultural acreage in this state. A sale or transfer of any agricultural land in this state shall be submitted to the director of the department of agriculture for review in accordance with subsection 3 of this section only if there is no completed Internal Revenue Service Form W-9 signed by the purchaser] **beginning August 28, 2024, no alien or foreign business shall acquire by grant, purchase, devise, descent, or otherwise any agricultural land in this state within five hundred miles of any reservation, post, arsenal, proving ground, range, mine field, camp, base, airfield, fort, yard, station, district, or area of the Armed Forces of the United States. Any alien or foreign business who acquired any agricultural land in this state prior to August 28, 2024, shall not grant, sell, or otherwise transfer such agricultural land to any other alien or foreign business on or after August 28, 2024.** No person may hold agricultural land as an agent, trustee, or other fiduciary for an alien or foreign business in violation of sections 442.560 to 442.592, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

2. Any alien or foreign business who acquires agricultural land in violation of sections 442.560 to 442.592 remains in violation of sections 442.560 to 442.592 for as long as [he or she] **the alien or foreign business** holds an interest in the land, provided, however, that no security interest in such agricultural land shall be divested or invalidated by such violation.

3. Subject to the provisions of subsection 1 of this section, [such] **all proposed [acquisitions] transfers on or after August 28, 2024,** by grant, purchase, devise, descent, or otherwise of **any interest in** agricultural land **held by any alien or foreign business** in this state shall be submitted **at least thirty calendar days prior to when such transfers of such agricultural land are finalized** to the department of agriculture to determine whether such [acquisition] **transfer** of agricultural land is conveyed in accordance with the [one percent restriction on the total aggregate] **prohibition on** alien and foreign ownership of agricultural land in this state **under this section.** The department shall establish by rule the requirements for submission and approval of requests under this subsection.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2014, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Brown (26), **SB 912**, with **SCS**, and **SS** for **SCS** (pending), was placed on the Informal Calendar.

On motion of Senator O’Laughlin, the Senate recessed until 4:05 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

SENATE BILLS FOR PERFECTION

Senator Brown (26) moved that **SB 912**, with **SCS**, and **SS** for **SCS** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SS for **SCS** for **SB 912** was again taken up.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 912, Page 1, In the Title, Line 4, by striking “veterans” and inserting in lieu thereof the following: “military affairs”; and

Further amend said bill, page 4, Section 42.312, line 30, by inserting after all of said line the following:

“143.174. For all tax years beginning on or after January 1, 2016, for purposes of calculating the Missouri taxable income as required under section 143.011, one hundred percent of the income received by any person as salary or compensation in any form as a member of the active duty component of the Armed Forces of the United States, and to the extent that such income is included in the federal adjusted gross income, may be deducted from the taxpayer's Missouri adjusted gross income to determine such taxpayer's Missouri taxable income. If such person files a combined return with a spouse, any military income received while engaging in the performance of active duty may be deducted from their Missouri combined adjusted gross income. **For the purposes of this section, “salary or compensation” shall include any signing bonus.**

143.175. 1. For all tax years beginning on or after January 1, 2020, for purposes of calculating the Missouri taxable income as required under section 143.011, a percentage of the income received by any person as salary or compensation:

(1) In performance of inactive duty for training (IDT) of the National Guard or annual training status (AT) of the National Guard; [or]

(2) In reserve components of the Armed Forces of the United States; **or**

(3) In the form of a bonus from the National Guard or a reserve component of the United States Armed Forces for joining, reenlisting, or for any other reason;

and to the extent that such income is included in the federal adjusted gross income, may be deducted from the taxpayer's Missouri adjusted gross income to determine such taxpayer's Missouri taxable income. If such person files a combined return with a spouse, a percentage of any military income received while engaging in the performance of National Guard or reserve military duty may be deducted from their Missouri combined adjusted gross income. Such military income shall be deducted as follows:

(a) For the tax year beginning on or after January 1, 2020, twenty percent of such military income;

- (b) For the tax year beginning on or after January 1, 2021, forty percent of such military income;
- (c) For the tax year beginning on or after January 1, 2022, sixty percent of such income;
- (d) For the tax year beginning on or after January 1, 2023, eighty percent of such income;
- (e) For all tax years beginning on January 1, 2024, and thereafter, one hundred percent of such income.

2. Notwithstanding the provisions of this section or any other provision of law to the contrary, the deduction authorized by this section shall not apply to compensation received while engaging in civilian federal service, including civil service positions requiring the wearing of military uniform and military affiliation.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Brown (26) moved that **SS** for **SCS** for **SB 912**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown (26), **SS** for **SCS** for **SB 912**, as amended, was declared perfected and ordered printed.

Senator Koenig moved that **SB 727**, with **SCS**, **SS** for **SCS**, and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Koenig, **SS** for **SCS** for **SB 727** was withdrawn, rendering **SA 1** moot.

Senator Koenig offered **SS No. 2** for **SCS** for **SB 727**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 727

An Act to repeal sections 135.713, 135.714, 135.715, 160.011, 160.041, 160.400, 160.415, 161.670, 162.471, 162.492, 162.611, 162.996, 163.011, 163.018, 163.021, 163.044, 163.172, 166.700, 167.031, 167.061, 167.071, 167.600, 167.619, 167.850, 168.021, 168.110, 168.400, 168.500, 169.560, 170.048, 171.031, 171.033, 173.232, 210.167, 210.211, 211.031, and 452.375, RSMo, and to enact in lieu thereof forty-two new sections relating to elementary and secondary education, with penalty provisions and an effective date for certain sections.

Senator Koenig moved that **SS No. 2** for **SCS** for **SB 727** be adopted.

Senator Luetkemeyer assumed the Chair.

Senator Moon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 7, Section 135.714, Lines 109-124, by striking all of said lines; and further renumber the remaining subdivisions accordingly; and

Further amend said bill and section, page 9, line 174, by inserting at the end of said line the following: “**and**”; and further amend lines 175-181, by striking all of said lines; and further renumber the remaining subdivision accordingly; and

Further amend said bill and section, page 10, lines 213-215, by striking all of said lines; and further renumber the remaining subdivisions accordingly.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 120, Section 169.560, Line 107, by inserting after all of said line the following:

“170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) [Present] **Teach that life begins at conception and present** students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline;

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends; and

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term "consent" shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term "sexual harassment" shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term "sexual violence" shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Moon offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 120, Section 169.560, Line 107, by inserting after all of said line the following:

"170.015. 1. Any course materials and instruction relating to human sexuality and sexually transmitted diseases shall be medically and factually accurate and shall:

(1) Present abstinence from sexual activity as the preferred choice of behavior in relation to all sexual activity for unmarried pupils because it is the only method that is one hundred percent effective in preventing pregnancy, sexually transmitted diseases and the emotional trauma associated with adolescent sexual activity, and advise students that teenage sexual activity places them at a higher risk of dropping out of school because of the consequences of sexually transmitted diseases and unplanned pregnancy;

(2) Stress that sexually transmitted diseases are serious, possible, health hazards of sexual activity. Pupils shall be provided with the latest medical information regarding exposure to human immunodeficiency virus, acquired immune deficiency syndrome (AIDS), human papilloma virus, hepatitis and other sexually transmitted diseases;

(3) [Present] **Teach that life begins at conception and present** students with the latest medically factual information regarding both the possible side effects and health benefits of all forms of contraception, including the success and failure rates for the prevention of pregnancy and sexually transmitted diseases; or shall present students with information on contraceptives and pregnancy in a manner consistent with the provisions of the federal abstinence education law, 42 U.S.C. Section 710;

(4) Include a discussion of the possible emotional and psychological consequences of preadolescent and adolescent sexual activity and the consequences of adolescent pregnancy, **including an abortion or voluntary ending of a pregnancy**, as well as the advantages of adoption, including the adoption of special needs children, and the processes involved in making an adoption plan;

(5) Teach skills of conflict management, personal responsibility and positive self-esteem through discussion and role-playing at appropriate grade levels to emphasize that the pupil has the power to control personal behavior. Pupils shall be encouraged to base their actions on reasoning, self-discipline, sense of responsibility, self-control, and ethical considerations, such as respect for one's self and others. Pupils shall be taught not to make unwanted physical and verbal sexual advances or otherwise exploit another person. Pupils shall be taught to resist unwanted sexual advances and other negative peer pressure;

(6) Advise pupils of the laws pertaining to their financial responsibility to children born in and out of wedlock and advise pupils of the provisions of chapter 566 pertaining to statutory rape;

(7) Teach pupils about the dangers of sexual predators, including online predators when using electronic communication methods such as the internet, cell phones, text messages, chat rooms, email, and instant messaging programs. Pupils shall be taught how to behave responsibly and remain safe on the internet and the importance of having open communication with responsible adults and reporting any inappropriate situation, activity, or abuse to a responsible adult, and depending on intent and content, to local law enforcement, the Federal Bureau of Investigation, or the National Center for Missing & Exploited Children's CyberTipline;

(8) Teach pupils about the consequences, both personal and legal, of inappropriate text messaging, even among friends; and

(9) Teach pupils about sexual harassment, sexual violence, and consent:

(a) For the purposes of this subdivision, the term “consent” shall mean a freely given agreement to the conduct at issue by a competent person. An expression of lack of consent through words or conduct means there is no consent. Lack of verbal or physical resistance or submission resulting from the use of force, threat of force, or placing another person in fear does not constitute consent. A current or previous dating or social or sexual relationship by itself or the manner of dress of the person involved with the accused in the conduct at issue shall not constitute consent;

(b) For the purposes of this subdivision, the term “sexual harassment” shall mean uninvited and unwelcome verbal or physical behavior of a sexual nature especially by a person in authority toward a subordinate;

(c) For the purposes of this subdivision, the term “sexual violence” shall mean causing or attempting to cause another to engage involuntarily in any sexual act by force, threat of force, duress, or without that person's consent.

2. Policies concerning referrals and parental notification regarding contraception shall be determined by local school boards or charter schools, consistent with the provisions of section 167.611.

3. A school district or charter school which provides human sexuality instruction may separate students according to gender for instructional purposes.

4. The board of a school district or charter school shall determine the specific content of the district's or school's instruction in human sexuality, in accordance with subsections 1 to 3 of this section, and shall ensure that all instruction in human sexuality is appropriate to the age of the students receiving such instruction.

5. A school district or charter school shall notify the parent or legal guardian of each student enrolled in the district or school of:

(1) The basic content of the district's or school's human sexuality instruction to be provided to the student; and

(2) The parent's right to remove the student from any part of the district's or school's human sexuality instruction.

6. A school district or charter school shall make all curriculum materials used in the district's or school's human sexuality instruction available for public inspection pursuant to chapter 610 prior to the use of such materials in actual instruction.

7. No school district or charter school, or its personnel or agents, shall provide abortion services, or permit a person or entity to offer, sponsor, or furnish in any manner any course materials or instruction relating to human sexuality or sexually transmitted diseases to its students if such person or entity is a provider of abortion services.

8. As used in this section, the following terms mean:

(1) "Abortion", the same meaning as such term is defined in section 188.015;

(2) "Abortion services":

(a) Performing, inducing, or assisting in the performance or inducing of an abortion which is not necessary to save the life of the mother;

(b) Encouraging a patient to have an abortion or referring a patient for an abortion, which is not necessary to save the life of the mother; or

(c) Developing or dispensing drugs, chemicals, or devices intended to be used to induce an abortion which is not necessary to save the life of the mother."; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Fitzwater assumed the Chair.

Senator Rowden assumed the Chair.

Senator Eigel offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 81, Section 166.700, Lines 11-12, by striking all of said lines and inserting in lieu thereof the following: **“present in the United States or any person who gained illegal entry into the United States;”**; and

Further amend said bill, page 120, section 169.560, line 107 by inserting after all of said line the following:

“169.660. 1. On and after the first day of July next following the operative date, any member who is sixty or more years of age and who has at least five years of creditable service, or who has attained age fifty-five and has at least twenty-five years of creditable service, or who has at least thirty years of creditable service regardless of age may retire and receive the full retirement benefits based on the member's creditable service. A member whose creditable service at retirement is less than five years shall not be entitled to a retirement allowance but shall be entitled to receive the member's contributions.

2. Any person retired and currently receiving a retirement allowance pursuant to sections 169.600 to 169.715[, other than for disability,] may be employed on either a part-time or temporary-substitute basis by a district included in the retirement system not to exceed a total of five hundred fifty hours in any one school year, without a discontinuance of the person's retirement allowance. Such a person shall not contribute to the retirement system, or to the public school retirement system established by sections 169.010 to 169.141, because of earnings during such period of employment. If such a person is employed in any capacity by such a district on a regular, full-time basis, or the person's part-time or temporary-substitute service in any capacity exceeds five hundred fifty hours in any one school year, the person shall not be eligible to receive the person's retirement allowance for any month during which the person is so employed **or the retirement system shall recover the amount the person earned in excess of the limitations, whichever is less.**

3. The system shall pay a monthly retirement allowance for the month in which a retired member or beneficiary receiving a retirement allowance dies.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute No. 2 for Senate Committee Substitute for Senate Bill No. 727, Page 151, Section 452.375, Line 263, by inserting after all of said line the following:

“595.209. 1. The following rights shall automatically be afforded to victims of dangerous felonies, as defined in section 556.061, victims of murder in the first degree, as defined in section 565.020, victims of voluntary manslaughter, as defined in section 565.023, victims of any offense under chapter 566, victims of an attempt to commit one of the preceding crimes, as defined in section 562.012, and victims of

domestic assault, as defined in sections 565.072 to 565.076; and, upon written request, the following rights shall be afforded to victims of all other crimes and witnesses of crimes:

(1) For victims, the right to be present at all criminal justice proceedings at which the defendant has such right, including juvenile proceedings where the offense would have been a felony if committed by an adult, even if the victim is called to testify or may be called to testify as a witness in the case;

(2) For victims, the right to information about the crime, as provided for in subdivision (5) of this subsection;

(3) For victims and witnesses, to be informed, in a timely manner, by the prosecutor's office of the filing of charges, preliminary hearing dates, trial dates, continuances and the final disposition of the case. Final disposition information shall be provided within five days;

(4) For victims, the right to confer with and to be informed by the prosecutor regarding bail hearings, guilty pleas, pleas under chapter 552 or its successors, hearings, sentencing and probation revocation hearings and the right to be heard at such hearings, including juvenile proceedings, unless in the determination of the court the interests of justice require otherwise;

(5) The right to be informed by local law enforcement agencies, the appropriate juvenile authorities or the custodial authority of the following:

(a) The status of any case concerning a crime against the victim, including juvenile offenses;

(b) The right to be informed by local law enforcement agencies or the appropriate juvenile authorities of the availability of victim compensation assistance, assistance in obtaining documentation of the victim's losses, including, but not limited to and subject to existing law concerning protected information or closed records, access to copies of complete, unaltered, unedited investigation reports of motor vehicle, pedestrian, and other similar accidents upon request to the appropriate law enforcement agency by the victim or the victim's representative, and emergency crisis intervention services available in the community;

(c) Any release of such person on bond or for any other reason;

(d) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(6) For victims, the right to be informed by appropriate juvenile authorities of probation revocation hearings initiated by the juvenile authority and the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, the right to be informed by the board of probation and parole of probation revocation hearings initiated by the board and of parole hearings, the right to be present at each and every phase of parole hearings, the right to be heard at probation revocation and parole hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of a personal appearance, and the right to have, upon written request of the victim, a partition set up in the probation or parole hearing room in such a way that the victim is shielded from the view of the probationer or parolee, and the right to be informed by the custodial mental health facility or agency thereof of any hearings for the release of a person committed pursuant to the provisions of chapter 552, the right to be present at such

hearings, the right to be heard at such hearings or to offer a written statement, video or audio tape, counsel or a representative designated by the victim in lieu of personal appearance;

(7) For victims and witnesses, upon their written request, the right to be informed by the appropriate custodial authority, including any municipal detention facility, juvenile detention facility, county jail, correctional facility operated by the department of corrections, mental health facility, division of youth services or agency thereof if the offense would have been a felony if committed by an adult, postconviction or commitment pursuant to the provisions of chapter 552 of the following:

(a) The projected date of such person's release from confinement;

(b) Any release of such person on bond;

(c) Any release of such person on furlough, work release, trial release, electronic monitoring program, or to a community correctional facility or program or release for any other reason, in advance of such release;

(d) Any scheduled parole or release hearings, including hearings under section 217.362, regarding such person and any changes in the scheduling of such hearings. No such hearing shall be conducted without thirty days' advance notice;

(e) Within twenty-four hours, any escape by such person from a municipal detention facility, county jail, a correctional facility operated by the department of corrections, mental health facility, or the division of youth services or any agency thereof, and any subsequent recapture of such person;

(f) Any decision by a parole board, by a juvenile releasing authority or by a circuit court presiding over releases pursuant to the provisions of chapter 552, or by a circuit court presiding over releases under section 217.362, to release such person or any decision by the governor to commute the sentence of such person or pardon such person;

(g) Notification within thirty days of the death of such person;

(8) For witnesses who have been summoned by the prosecuting attorney and for victims, to be notified by the prosecuting attorney in a timely manner when a court proceeding will not go on as scheduled;

(9) For victims and witnesses, the right to reasonable protection from the defendant or any person acting on behalf of the defendant from harm and threats of harm arising out of their cooperation with law enforcement and prosecution efforts;

(10) For victims and witnesses, on charged cases or submitted cases where no charge decision has yet been made, to be informed by the prosecuting attorney of the status of the case and of the availability of victim compensation assistance and of financial assistance and emergency and crisis intervention services available within the community and information relative to applying for such assistance or services, and of any final decision by the prosecuting attorney not to file charges;

(11) For victims, to be informed by the prosecuting attorney of the right to restitution which shall be enforceable in the same manner as any other cause of action as otherwise provided by law;

(12) For victims and witnesses, to be informed by the court and the prosecuting attorney of procedures to be followed in order to apply for and receive any witness fee to which they are entitled;

(13) When a victim's property is no longer needed for evidentiary reasons or needs to be retained pending an appeal, the prosecuting attorney or any law enforcement agency having possession of the property shall, upon request of the victim, return such property to the victim within five working days unless the property is contraband or subject to forfeiture proceedings, or provide written explanation of the reason why such property shall not be returned;

(14) An employer may not discharge or discipline any witness, victim or member of a victim's immediate family for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding, or require any witness, victim, or member of a victim's immediate family to use vacation time, personal time, or sick leave for honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or participating in the preparation of a criminal proceeding. **A public school district, public school, or charter school shall not discipline a child for failure to comply with the district's or school's attendance policy, and the parent or legal guardian shall not be deemed to be in violation of the provisions of section 167.061, and the district or school shall not otherwise discipline a child, based on such child's honoring a subpoena to testify in a criminal proceeding, attending a criminal proceeding, or for participating in the preparation of a criminal proceeding;**

(15) For victims, to be provided with creditor intercession services by the prosecuting attorney if the victim is unable, as a result of the crime, temporarily to meet financial obligations;

(16) For victims and witnesses, the right to speedy disposition of their cases, and for victims, the right to speedy appellate review of their cases, provided that nothing in this subdivision shall prevent the defendant from having sufficient time to prepare such defendant's defense. The attorney general shall provide victims, upon their written request, case status information throughout the appellate process of their cases. The provisions of this subdivision shall apply only to proceedings involving the particular case to which the person is a victim or witness;

(17) For victims and witnesses, to be provided by the court, a secure waiting area during court proceedings and to receive notification of the date, time and location of any hearing conducted by the court for reconsideration of any sentence imposed, modification of such sentence or recall and release of any defendant from incarceration;

(18) For victims, the right to receive upon request from the department of corrections a photograph taken of the defendant prior to release from incarceration.

2. The provisions of subsection 1 of this section shall not be construed to imply any victim who is incarcerated by the department of corrections or any local law enforcement agency has a right to be released to attend any hearing or that the department of corrections or the local law enforcement agency has any duty to transport such incarcerated victim to any hearing.

3. Those persons entitled to notice of events pursuant to the provisions of subsection 1 of this section shall provide the appropriate person or agency with their current addresses, electronic mail addresses, and telephone numbers or the addresses, electronic mail addresses, or telephone numbers at which they wish notification to be given.

4. Notification by the appropriate person or agency utilizing the statewide automated crime victim notification system as established in section 650.310 shall constitute compliance with the victim

notification requirement of this section. If notification utilizing the statewide automated crime victim notification system cannot be used, then written notification shall be sent by certified mail or electronic mail to the most current address or electronic mail address provided by the victim.

5. Victims' rights as established in Section 32 of Article I of the Missouri Constitution or the laws of this state pertaining to the rights of victims of crime shall be granted and enforced regardless of the desires of a defendant and no privileges of confidentiality shall exist in favor of the defendant to exclude victims or prevent their full participation in each and every phase of parole hearings or probation revocation hearings. The rights of the victims granted in this section are absolute and the policy of this state is that the victim's rights are paramount to the defendant's rights. The victim has an absolute right to be present at any hearing in which the defendant is present before a probation and parole hearing officer.”; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Koenig moved that **SS No. 2 for SCS for SB 727**, as amended, be adopted, and requested a roll call vote be taken. He was joined in his request by Senators Black, Eigel, Schroer, and Trent.

SS No. 2 for SCS for SB 727, as amended, was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater	Hoskins
Hough	Koenig	Luetkemeyer	May	O'Laughlin	Rizzo	Rowden
Schroer	Thompson Rehder	Trent—24				

NAYS—Senators

Brown (16th Dist.)	Gannon	McCreery	Moon	Mosley	Razer	Roberts
Washington	Williams—9					

Absent—Senators—None

Absent with leave—Senator Brattin—1

Vacancies—None

Senator Koenig moved that **SS No. 2 for SCS for SB 727**, as amended, be declared perfected and ordered printed, and requested a roll call vote be taken. He was joined in his request by Senators Rizzo, Schroer, Trent, and Williams.

SS No. 2 for SCS for SB 727, as amended, was declared perfected and ordered printed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brown (26th Dist.)	Carter	Cierpiot	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Hoskins	Hough	Koenig
Luetkemeyer	O'Laughlin	Rowden	Schroer	Thompson Rehder	Trent—20	

NAYS—Senators

Arthur	Beck	Brown (16th Dist.)	Gannon	May	McCreery	Moon
Mosley	Razer	Rizzo	Roberts	Washington	Williams—13	

Absent—Senators—None

Absent with leave—Senator Brattin—1

Vacancies—None

COMMUNICATIONS

Senator Hoskins submitted the following:

March 11, 2024

Ms. Kristina Martin
Secretary of the Senate
Missouri Senate
201 W. Capitol Ave., Room 325
Jefferson City, Missouri 65101

RE: Consent Calendar

Madam Secretary:

I respectfully request the following senate bills be removed from the Consent Calendar.

SB 1296 – Conveys certain state property;

SB 1266 – Modifies provisions relating to pretrial witness protection programs;

SB 1379 – Modifies provisions relating to funding for the Office of the Public Defender; and

SB 1393 – Changes the deadline for school districts to submit proposals to operate recovery high schools.

Thank you for your time and attention in this matter.



Denny L. Hoskins, CPA
Missouri State Senator
District 21

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Leadership Columbia.

Senator May introduced to the Senate, Zachary and Xander Boyd; and Zachary and Xander were made honorary pages.

Senator Schroer introduced to the Senate, Joe and Sandy Bast, St. Louis County.

Senator Moon introduced to the Senate, Alexa and Serinda Dudley, Joplin.

Senator Williams introduced to the Senate, Michael McMillan; Urban League Vice President of Public Safety and Community Response, James Clark; Regional Director of Save Our Sons, Tydrell Stevens; Regional Executive Vice President, Michael K. Holmes; and Regional Director of Wellness and Executive Assisstant, Michael Costrof.

Senator Coleman introduced to the Senate, Claire Culwell.

On motion of Senator O’Laughlin, the Senate adjourned until 9:00 a.m., Wednesday, March 13, 2024.

SENATE CALENDAR

THIRTY-FIFTH DAY-WEDNESDAY, MARCH 13, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HB 1751-Haffner
HCS for HB 2016	HB 1518-Hudson
HCS for HJR 68 & 79	HCS for HB 2352
HB 2287-Christofanelli	HCS for HB 2279
HB 2111-Christofanelli	HB 1486-Shields
HCS for HBs 2322 & 1774	HB 1604-Hinman
HB 2282-Lovasco	HB 1713-Schnelting
HB 2385-Keathley	HCS for HB 2065
HCS for HB 2431	HB 1496-Griffith

SENATE BILLS FOR PERFECTION

1. SB 801-Fitzwater, with SCS	11. SB 900-Black
2. SB 1111-Black	12. SJR 78-Brown (26)
3. SBs 894 & 825-Fitzwater, with SCS	13. SB 1351-Luetkemeyer, with SCS
4. SB 1207-Hoskins	14. SB 782-Bean, with SCS
5. SJR 50-Koenig, with SCS	15. SB 898-Black
6. SB 834-Crawford, with SCS	16. SB 734-Eigel, with SCS
7. SB 903-Schroer	17. SB 735-Eigel and Moon, with SCS
8. SB 1359-Trent	18. SB 1036-Razer, with SCS
9. SB 835-Crawford, with SCS	19. SB 1391-Luetkemeyer, with SCS
10. SB 845-Bernskoetter	

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot	SB 748-Hough
SB 740-Cierpiot, with SCS	SB 750-Hough, with SCS & SA 1 (pending)
SB 742-Arthur, with SS (pending)	SBs 767 & 1342-Thompson Rehder, with SCS
SB 745-Bernskoetter, with SS & SA 1 (pending)	SB 772-Gannon

SB 778-Eslinger, with SS & SA 1 (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending)
SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending)
SB 830-Rowden, with SS, SA 2 & point of
order (pending)
SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending)
SB 848-Hough
SB 850-Brown (16)

SB 862-Thompson Rehder, with SS & SA 7
(pending)
SB 872-Eslinger, with SS & SA 1 (pending)
SB 876-Bean, with SCS
SB 964-Razer, with SS & SA 5 (pending)
SB 984-Schroer
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)
SB 1199-Trent
SB 1375-Eslinger
SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Reported from Committee

SCR 22-Carter

To be Referred

SCR 35-Schroer

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-FIFTH DAY - WEDNESDAY, MARCH 13, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS** for **SCS** for **SB 912** and **SS No. 2** for **SCS** for **SB 727**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Rowden referred **SS** for **SCS** for **SB 912** and **SS No. 2** for **SCS** for **SB 727** to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **SCR 35** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

On motion of Senator O'Laughlin, the Senate recessed until 1:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

Senator Beck offered the following prayer:

Father, as we are reminded within the Beatitudes from the Sermon on the Mount, blessed are the meek for they will inherit the earth. May we also be reminded of the purpose of our gathering by these two quotes found within the Capitol and our Senate Chamber: "The welfare of the people shall be the supreme law" and "Free and fair discussion will ever be found the firmest friend to the truth". I ask for your guidance in making decisions that may affect the lives of our fellow citizens and friends. I ask to be filled with empathy for the circumstances of others who may live their life differently from my own. Remind us each day of your words in the Gospel of Matthew: Judge not, that you will not be judged. For whatever measure of judgement you place on others, the same measure shall be placed on you. And, let us constantly be reminded of your greatest commandment of all – To love others as we love ourselves.

Please join me in saying Amen!

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Koenig	Luetkemeyer	May	McCreery	Moon

Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators
Brown (16th Dist.) Hough—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Koenig offered Senate Resolution No. 775, regarding Sören Frederick, Chesterfield, which was adopted.

Senator Williams offered Senate Resolution No. 776, regarding Kalyn Baker, which was adopted.

Senators Brattin and Hoskins offered Senate Resolution No. 777, regarding Patricia “Patti” Ann White, Warrensburg, which was adopted.

Senator Cierpiot offered Senate Resolution No. 778, regarding Carson Ross, Blue Springs, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Bean moved that **SB 876**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 876**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 876

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for qualified railroad infrastructure investments.

Was taken up.

Senator Bean moved that **SCS** for **SB 876** be adopted.

Senator Bean offered **SS** for **SCS** for **SB 876**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 876

An Act to amend chapter 135, RSMo, by adding thereto one new section relating to a tax credit for qualified railroad infrastructure investments.

Senator Bean moved that **SS** for **SCS** for **SB 876** be adopted.

President Kehoe assumed the Chair.

Senator Fitzwater assumed the Chair.

At the request of Senator Bean, **SB 876**, with **SCS** and **SS** for **SCS** (pending), was placed on the Informal Calendar.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Emergency Management Group.

Senator Beck introduced to the Senate, his wife, Marilyn; sister-in-law, Lisa Harrington; brothers-in law, Al and Mike Chenot; sister-in-law, Lisa Chenot; nephews, Michael and Mathew Chenot, St. Louis.

Senator Gannnon introduced to the Senate, Central High School Rebels head coach, Kory Schweiss; assistant head coach, Pj Jones; assistant coaches, Scott Aholt; Mark Casey; Ronnie Calvird; Donnie Bess; Riley Calvird; Jake Bridges; Jace Bland; Kerry Politte; Aaron Tyree; Josh Michell; and Jamison Strange; and player; and Casen Murphy; Jobe Bryant; Kannon Harlow; Nathan Weinhold; Sammy Callaway; Logan Murray; and team, Park Hill.

Senator Roberts introduced to the Senate, Jeff and Mary Clark, St. Louis.

Senator Mosley introduced to the Senate, John Ferguson; Caira Butter; Dr. Chajuana Trawick-Ferguson.

Senator Trent introduced to the Senate, Brent and April Dingman, Liberal.

Senator Arthur introduced to the Senate, Judge Jane Brown, Kansas City.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

THIRTY-SIXTH DAY-THURSDAY, MARCH 14, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569
HCS for HB 2016
HCS for HJR 68 & 79
HB 2287-Christofanelli
HB 2111-Christofanelli
HCS for HBs 2322 & 1774
HB 2282-Lovasco
HB 2385-Keathley

HCS for HB 2431
HB 1751-Haffner
HB 1518-Hudson
HCS for HB 2352
HCS for HB 2279
HB 1486-Shields
HB 1604-Hinman
HB 1713-Schnelting

HCS for HB 2065

HB 1496-Griffith

THIRD READING OF SENATE BILLS

SS for SCS for SB 912-Brown (26)
(In Fiscal Oversight)

SS#2 for SCS for SB 727-Koenig
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 801-Fitzwater, with SCS
2. SB 1111-Black
3. SBs 894 & 825-Fitzwater, with SCS
4. SB 1207-Hoskins
5. SJR 50-Koenig, with SCS
6. SB 834-Crawford, with SCS
7. SB 903-Schroer
8. SB 1359-Trent
9. SB 835-Crawford, with SCS
10. SB 845-Bernskoetter

11. SB 900-Black
12. SJR 78-Brown (26)
13. SB 1351-Luetkemeyer, with SCS
14. SB 782-Bean, with SCS
15. SB 898-Black
16. SB 734-Eigel, with SCS
17. SB 735-Eigel and Moon, with SCS
18. SB 1036-Razer, with SCS
19. SB 1391-Luetkemeyer, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot
 SB 740-Cierpiot, with SCS
 SB 742-Arthur, with SS (pending)
 SB 745-Bernskoetter, with SS & SA 1(pending)
 SB 748-Hough
 SB 750-Hough, with SCS & SA 1 (pending)
 SBs 767 & 1342-Thompson Rehder, with SCS
 SB 772-Gannon
 SB 778-Eslinger, with SS & SA 1 (pending)
 SB 799-Fitzwater and Eigel, with SCS &
 SS for SCS (pending)
 SB 811-Coleman, with SCS, SS#2 for SCS &
 SA 1 (pending)
 SB 818-Brown (26) and Coleman, with SS &
 SA 2 (pending)
 SB 830-Rowden, with SS, SA 2 &
 point of order (pending)

SB 847-Hough, with SCS, SS for SCS &
 SA 1 (pending)
 SB 848-Hough
 SB 850-Brown (16)
 SB 862-Thompson Rehder, with SS & SA 7
 (pending)
 SB 872-Eslinger, with SS & SA 1 (pending)
 SB 876-Bean, with SCS & SS for SCS (pending)
 SB 964-Razer, with SS & SA 5 (pending)
 SB 984-Schroer
 SBs 1168 & 810-Coleman, with SCS, SS for
 SCS, SA 2, SA 1 to SA 2 & point of order
 (pending)
 SB 1199-Trent
 SB 1375-Eslinger
 SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

Reported from Committee

SCR 22-Carter

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SIXTH DAY - THURSDAY, MARCH 14, 2024

The Senate met pursuant to adjournment.

Senator Fitzwater in the Chair.

Senator Bernskoetter offered the following prayer:

“Do not conform to the pattern of this world, but be transformed by the renewing of your mind. Then you will be able to test and approve what God’s will is – his good, pleasing and perfect will.” (Romans 12: 2)

Heavenly Father, as we finish up our business of the State today, help us to be mindful and humble of the calling we have to serve the people of the State of Missouri. As we prepare to take Spring break, grant us all the opportunity to reflect and rest so that when we come back together we can be transformed by the renewing of our mind so that we can seek ways to better the lives of every citizen, from the young to the old, of this great state in which we serve. Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV, Nexstar Media Group, and KOMU-8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Hoskins	Koenig	Luetkemeyer	May	McCreery	Moon	Mosley
O’Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Brown (16th Dist.)	Gannon	Hough—3
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Vacancies—None

The Lieutenant Governor was present.

President Kehoe assumed the Chair.

RESOLUTIONS

Senator Coleman offered Senate Resolution No. 779, regarding Everly Boyd, Cedar Hill, which was adopted.

Senator Brown (26) offered Senate Resolution No. 780, regarding Eagle Scout Brody Alexander Thoenen, Loose Creek, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 781, regarding Jay Wolz, Cape Girardeau, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 782, regarding Hair Design Studio, Cape Girardeau, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 783, regarding James "Jim" W. Riley Jr., Cape Girardeau, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 784, regarding Jeff Rawson, Jackson, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 785, regarding Laura Younghouse, Cape Girardeau, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments and reappointment, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Tony Helfrecht, Independent, and William (Buddy) Hardin IV, Republican, as members of the Board of Probation and Parole;

Also,

Timothy Harper, Republican, as the Eastern District Commissioner of the Clark County Commission;

Also,

Travis Elliot, Republican, Jamie Johansen, Independent, and Byron Roach, Democrat, as members of the State Fair Commission; and

Becky Whithaus, as a member of the Missouri Higher Education Loan Authority.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Rowden moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments and reappointment, which motion prevailed.

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS No. 2** for **SCS** for **SB 727**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Brown (16), Chair of the Committee on Emerging Issues, Senator Thompson Rehder submitted the following report:

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 1453**, begs leave to report that it has considered the same and recommends that the bill do pass and be placed on the Consent Calendar.

THIRD READING OF SENATE BILLS

SS No. 2 for **SCS** for **SB 727**, introduced by Senator Koenig, entitled:

SENATE SUBSTITUTE NO. 2 FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 727

An Act to repeal sections 135.713, 135.714, 135.715, 160.011, 160.041, 160.400, 160.415, 161.670, 162.471, 162.492, 162.611, 162.996, 163.011, 163.018, 163.021, 163.044, 163.172, 166.700, 167.031, 167.061, 167.071, 167.600, 167.619, 167.850, 168.021, 168.110, 168.400, 168.500, 169.560, 169.660, 170.048, 171.031, 171.033, 173.232, 210.167, 210.211, 211.031, 452.375, and 595.209, RSMo, and to enact in lieu thereof forty-four new sections relating to elementary and secondary education, with penalty provisions and an effective date for certain sections.

Was taken up.

On motion of Senator Koenig **SS No. 2** for **SCS** for **SB 727** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (26th Dist.)	Cierpiot	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Hoskins	Koenig	Luetkemeyer
O'Laughlin	Rowden	Schroer	Thompson Rehder	Trent—19		

NAYS—Senators

Arthur	Beck	McCreery	Moon	Mosley	Razer	Rizzo
Roberts	Washington	Williams—10				

Absent—Senators

Carter	May—2
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Absent with leave—Senators

Brown (16th Dist.)	Gannon	Hough—3
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Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

CONCURRENT RESOLUTIONS

SCR 22, introduced by Senator Carter, entitled:

Relating to missions of institutions of higher education.

Was taken up.

On motion of Senator Carter, SCR 22 was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Hoskins	Koenig	Luetkemeyer	McCreery	Moon	Mosley	O'Laughlin
Rizzo	Roberts	Schroer	Thompson Rehder	Trent—26		

NAYS—Senators

Razer	Rowden	Washington	Williams—4
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Absent—Senator May—1

Absent with leave—Senators

Brown (16th Dist.)	Gannon	Hough—3
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Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Carter, title to the concurrent resolution was agreed to.

Senator Carter moved that the vote by which the concurrent resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

INTRODUCTION OF GUESTS

Senator Crawford introduced to the Senate, Rookie kicker for the New Orleans Saints, Blake Grupe; his parents, Sarah and Brad Grupe; his brother, Brett; and his sister, Lauren, Sedalia.

Senator May introduced to the Senate, Theodore Pullen and John Fort.

Senator Arthur introduced to the Senate, Cici Rojas, Kansas City.

Senator Brown (26) introduced to the Senate, Jan Haviland, Linn.

Senator Bean introduced to the Senate, Laura Hunter Collins; her husband, Ryan; and daughters, Hunter and Maggie, Stoddard County.

Senator Thompson Rehder introduced to the Senate, Sherry Branch-Maxwell, Bertrand; and Patricia Erzfeld, Perryville.

Senator Williams introduced to the Senate, Kennimarie Bell, Berkeley.

Senator Luetkemeyer introduced to the Senate, Natalie Hawn, St. Joseph.

Senator Mosley introduced to the Senate, Lowry Finely-Jackson.

The President introduced to the Senate, 2024 Women of Achievement Award recipients.

Senator Black introduced to the Senate, Kelly Deering, Chillicothe.

Senator Bernskoetter introduced to the Senate, State Champions Blair Oaks Volleyball.

On motion of Senator O’Laughlin, the Senate adjourned until 10:00 a.m., Tuesday, March 19, 2024.

SENATE CALENDAR

THIRTY-SEVENTH DAY–TUESDAY, MARCH 19, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HB 1751-Haffner
HCS for HB 2016	HB 1518-Hudson
HCS for HJR 68 & 79	HCS for HB 2352
HB 2287-Christofanelli	HCS for HB 2279
HB 2111-Christofanelli	HB 1486-Shields
HCS for HBs 2322 & 1774	HB 1604-Hinman
HB 2282-Lovasco	HB 1713-Schnelting
HB 2385-Keathley	HCS for HB 2065
HCS for HB 2431	HB 1496-Griffith

THIRD READING OF SENATE BILLS

SS for SCS for SB 912-Brown (26)
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|------------------------------|
| 1. SB 801-Fitzwater, with SCS | 7. SB 903-Schroer |
| 2. SB 1111-Black | 8. SB 1359-Trent |
| 3. SBs 894 & 825-Fitzwater, with SCS | 9. SB 835-Crawford, with SCS |
| 4. SB 1207-Hoskins | 10. SB 845-Bernskoetter |
| 5. SJR 50-Koenig, with SCS | 11. SB 900-Black |
| 6. SB 834-Crawford, with SCS | 12. SJR 78-Brown (26) |

13. SB 1351-Luetkemeyer, with SCS
 14. SB 782-Bean, with SCS
 15. SB 898-Black
 16. SB 734-Eigel, with SCS

17. SB 735-Eigel and Moon, with SCS
 18. SB 1036-Razer, with SCS
 19. SB 1391-Luetkemeyer, with SCS

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot
 SB 740-Cierpiot, with SCS
 SB 742-Arthur, with SS (pending)
 SB 745-Bernskoetter, with SS & SA 1(pending)
 SB 748-Hough
 SB 750-Hough, with SCS & SA 1 (pending)
 SBs 767 & 1342-Thompson Rehder, with SCS
 SB 772-Gannon
 SB 778-Eslinger, with SS & SA 1 (pending)
 SB 799-Fitzwater and Eigel, with SCS &
 SS for SCS (pending)
 SB 811-Coleman, with SCS, SS#2 for SCS &
 SA 1 (pending)
 SB 818-Brown (26) and Coleman, with SS &
 SA 2 (pending)
 SB 830-Rowden, with SS, SA 2 &
 point of order (pending)

SB 847-Hough, with SCS, SS for SCS & SA 1
 (pending)
 SB 848-Hough
 SB 850-Brown (16)
 SB 862-Thompson Rehder, with SS & SA 7
 (pending)
 SB 872-Eslinger, with SS & SA 1 (pending)
 SB 876-Bean, with SCS & SS for SCS (pending)
 SB 964-Razer, with SS & SA 5 (pending)
 SB 984-Schroer
 SBs 1168 & 810-Coleman, with SCS, SS for
 SCS, SA 2, SA 1 to SA 2 & point of order
 (pending)
 SB 1199-Trent
 SB 1375-Eslinger
 SB 1392-Trent

CONSENT CALENDAR

Senate Bills

Reported 3/14

SB 1453-Brown (16)

RESOLUTIONS

SR 557-Eigel
 SR 558-Eigel

SR 561-Moon
 SR 562-Moon

SR 563-Moon
SR 631-May

SR 647-Coleman

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Journal of the Senate

SECOND REGULAR SESSION

THIRTY-SEVENTH DAY - TUESDAY, MARCH 19, 2024

The Senate met pursuant to adjournment.

Senator Fitzwater in the Chair.

RESOLUTIONS

On behalf of Senator Mosley, Senator Fitzwater offered Senate Resolution No. 786, regarding Camryn Forrest, which was adopted.

On behalf of Senators Washington and Brattin, Senator Fitzwater offered Senate Resolution No. 787, regarding Vicki A. Turnbow, Raymore, which was adopted.

On behalf of Senator Williams, Senator Fitzwater offered Senate Resolution No. 788, regarding Zachary Pfeiffer, St. Louis, which was adopted.

On behalf of Senator McCreery, Senator Fitzwater offered Senate Resolution No. 789, regarding Nivy Prabhu, Fenton, which was adopted.

On behalf of Senator McCreery, Senator Fitzwater offered Senate Resolution No. 790, regarding Jesse Laseter, Creve Coeur, which was adopted.

On behalf of Senator Rowden, Senator Fitzwater offered Senate Resolution No. 791, regarding Ellie Gates, Columbia, which was adopted.

On behalf of Senator Rowden, Senator Fitzwater offered Senate Resolution No. 792, regarding Mya Thomas, Columbia, which was adopted.

On behalf of Senator Rowden, Senator Fitzwater offered Senate Resolution No. 793, regarding Kyler Richard, Kansas City, Kansas, which was adopted.

On behalf of Senator Rowden, Senator Fitzwater offered Senate Resolution No. 794, regarding Ahhyun Lee, Columbia, which was adopted.

Senator Fitzwater offered Senate Resolution No. 795, regarding Chloe Daugherty, Wentzville, which was adopted.

On behalf of Senator Moon, Senator Fitzwater offered Senate Resolution No. 796, regarding Michael Spyres, Rogersville, which was adopted.

On behalf of Senator Cierpiot, Senator Fitzwater offered Senate Resolution No. 797, regarding Sydney Rogers, Blue Springs, which was adopted.

On behalf of Senator Brown (26), Senator Fitzwater offered Senate Resolution No. 798, regarding Madison Mengwasser, Linn, which was adopted.

On behalf of Senator Brown (26), Senator Fitzwater offered Senate Resolution No. 799, regarding Julianna Bayless, Gerald, which was adopted.

On behalf of Senator Brown (26), Senator Fitzwater offered Senate Resolution No. 800, regarding Mikaela Ritchie, Union, which was adopted.

On motion of Senator Fitzwater, the Senate adjourned until 4:00 p.m., Monday, March 25, 2024.

SENATE CALENDAR

THIRTY-EIGHTH DAY—MONDAY, MARCH 25, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HB 1751-Haffner
HCS for HB 2016	HB 1518-Hudson
HCS for HJR 68 & 79	HCS for HB 2352
HB 2287-Christofanelli	HCS for HB 2279
HB 2111-Christofanelli	HB 1486-Shields
HCS for HBs 2322 & 1774	HB 1604-Hinman
HB 2282-Lovasco	HB 1713-Schnelting
HB 2385-Keathley	HCS for HB 2065
HCS for HB 2431	HB 1496-Griffith

THIRD READING OF SENATE BILLS

SS for SCS for SB 912-Brown (26)
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 801-Fitzwater, with SCS | 8. SB 1359-Trent |
| 2. SB 1111-Black | 9. SB 835-Crawford, with SCS |
| 3. SBs 894 & 825-Fitzwater, with SCS | 10. SB 845-Bernskoetter |
| 4. SB 1207-Hoskins | 11. SB 900-Black |
| 5. SJR 50-Koenig, with SCS | 12. SJR 78-Brown (26) |
| 6. SB 834-Crawford, with SCS | 13. SB 1351-Luetkemeyer, with SCS |
| 7. SB 903-Schroer | 14. SB 782-Bean, with SCS |

- | | |
|-------------------------------------|-----------------------------------|
| 15. SB 898-Black | 18. SB 1036-Razer, with SCS |
| 16. SB 734-Eigel, with SCS | 19. SB 1391-Luetkemeyer, with SCS |
| 17. SB 735-Eigel and Moon, with SCS | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| SB 739-Cierpiot | SB 847-Hough, with SCS, SS for SCS & SA 1
(pending) |
| SB 740-Cierpiot, with SCS | SB 848-Hough |
| SB 742-Arthur, with SS (pending) | SB 850-Brown (16) |
| SB 745-Bernskoetter, with SS & SA 1(pending) | SB 862-Thompson Rehder, with SS & SA 7
(pending) |
| SB 748-Hough | SB 872-Eslinger, with SS & SA 1 (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 964-Razer, with SS & SA 5 (pending) |
| SB 772-Gannon | SB 984-Schroer |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending) |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1199-Trent |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | SB 1375-Eslinger |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | SB 1392-Trent |
| SB 830-Rowden, with SS, SA 2 &
point of order (pending) | |

CONSENT CALENDAR

Senate Bills

Reported 3/14

SB 1453-Brown (16)

RESOLUTIONS

- | | |
|--------------|----------------|
| SR 557-Eigel | SR 563-Moon |
| SR 558-Eigel | SR 631-May |
| SR 561-Moon | SR 647-Coleman |
| SR 562-Moon | |

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-EIGHTH DAY - MONDAY, MARCH 25, 2024

The Senate met pursuant to adjournment.

Senator Thompson Rehder in the Chair.

The Reverend Steven George offered the following prayer:

"I have been crucified with Christ and I no longer live, but Christ lives in me. The life I now live in the body, I live by faith in the Son of God, who loved me and gave himself for me." (Galatians 2:20 NIV)

Heavenly Father, we thank You for the rain today, which helps bring the new life of spring. We also remember that this is Holy Week, and we ask that You would help us to be mindful of the work Your Son did for us on the cross, which also brings new life to us. We thank You for the gift of life You have given us through Your Son, Jesus Christ. May our work together this week be honoring to Him. It's in His name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journals for Thursday, March 14, 2024 and Tuesday, March 19, 2024, were read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senator Eslinger—1

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Black offered Senate Resolution No. 801, regarding Olivia Woody, Gallatin, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 802, regarding Troy Clawson, Shelby, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 803, regarding Cara Wilt, Shelby, which was adopted.

Senator McCreery offered Senate Resolution No. 804, regarding Jacobi West, which was adopted.

Senator Cierpiot offered Senate Resolution No. 805, regarding Eagle Scout Cameron Bordley, Blue Springs, which was adopted.

Senator Cierpiot offered Senate Resolution No. 806, regarding Eagle Scout Cannon Fleming, Blue Springs, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 807, regarding Sidney Zimmerman, which was adopted.

Senator Bean offered Senate Resolution No. 808, regarding Ronda Polk, Piedmont, which was adopted.

Senator Bean offered Senate Resolution No. 809, regarding Robbi Rutledge, Piedmont, which was adopted.

Senator Fitzwater offered Senate Resolution No. 810, regarding the Forty-Fifth Anniversary of Twillman Feed Service, Kingdom City, which was adopted.

Senator Crawford offered Senate Resolution No. 811, regarding Madison Harris, Pleasant Hope, which was adopted.

Senator May offered Senate Resolution No. 812, regarding JiaLi Deck, which was adopted.

Senator Crawford offered Senate Resolution No. 813, regarding Mattison Darnell, Buffalo, which was adopted.

Senator Brattin offered Senate Resolution No. 814, regarding Ezekiel Allen, Pleasant Hill, which was adopted.

Senator Brattin offered Senate Resolution No. 815, regarding Randi Hill, Butler, which was adopted.

Senator Brattin offered Senate Resolution No. 816, regarding Brady Wolff, Lake Winnebago, which was adopted.

Senator Eigel offered Senate Resolution No. 817, regarding Eagle Scout Lauren Tiedt, St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 818, regarding Alayna Schuttenberg, St. Peters, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Schroer moved that **SB 984** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Schroer offered **SS** for **SB 984**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 984

An Act to amend chapter 195, RSMo, by adding thereto three new sections relating to cannabis, with penalty provisions.

Senator Schroer moved that SS for **SB 984** be adopted.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 984, Page 4, Section 195.900, Line 66, by inserting after “6.” the following: **“Any person or entity selling, or offering for sale, in this state any intoxicating cannabinoid shall not be prohibited or otherwise restricted by any provision of this section or rule or regulation promulgated under this section; provided that such products are:**

- (1) Sold only to adults twenty-one years of age or older upon age verification;**
- (2) Compliant with testing and safety regulations promulgated by the department; and**
- (3) Compliant with packaging and labeling regulations promulgated by the department in order to protect minors.**

7.”.

Senator May moved that the above amendment be adopted.

Senator Moon offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Bill No. 984, Page 1, Lines 3-4, by striking the words “intoxicating cannabinoid” and inserting in lieu thereof the following: **“hemp-derived product permissible under federal law”**; and further amend line 9 by striking the words “upon age verification”; and further amend line 11 by inserting after the word “department” the following: **“, which shall include, but not be limited to, testing the product in its final form prior to sale to consumers as well as regulations on potency limits and chemical conversions and other alterations”**; and further amend said line by striking the word “and”; and further amend line 13 by inserting after the word “minors” the following: **“; and**

(4) Grown, produced, manufactured, packaged, labeled, tested, transported, and distributed in the United States of America”.

Senator Moon moved that the above amendment be adopted.

Senator Hough assumed the Chair.

At the request of Senator Schroer, **SB 984** with **SS**, **SA 1**, and **SA 1** to **SA 1** (pending), was placed on the Informal Calendar.

HOUSE BILLS ON SECOND READING

The following Bill was read the 2nd time and referred to the Committee indicated:

HCS for **HB 2016**—Appropriations.

RE-REFERRALS

President Pro Tem Rowden re-referred **HB 1989** to the Select Committee on Empowering Missouri Parents and Children.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Crawford, Chair of the Committee on Insurance and Banking, submitted the following report:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 751**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 757**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 936**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 1388**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 1422**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Arthur, Chair of the Committee on Progress and Development, submitted the following report:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 890**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Bernskoetter, Chair of the Committee on General Laws, submitted the following reports:

Mr. President: Your Committee on General Laws, to which was referred **SB 1296**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on General Laws, to which was referred **SB 844**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Brown (16), Chair of the Committee on Emerging Issues, Senator O’Laughlin submitted the following report:

Mr. President: Your Committee on Emerging Issues, to which was referred **SB 768**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1266**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1379**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **SB 1362**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 1155**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Coleman, Chair of the Committee on Health and Welfare, Senator O’Laughlin submitted the following reports:

Mr. President: Your Committee on Health and Welfare, to which was referred **SB 1326**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health and Welfare, to which was referred **HCS for HB 2634**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Eslinger, Chair of the Committee on Governmental Accountability, Senator Brown (26) submitted the following reports:

Mr. President: Your Committee on Governmental Accountability, to which was referred **HB 1488**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 1277**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following report:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 884**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

REPORTS OF SELECT COMMITTEES

Senator Trent, Chair of the Committee on Select Committee on Empowering Missouri Parents and Children, submitted the following reports:

Mr. President: Your Committee on Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 1393**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 907**, begs leave to report that it has considered the same and recommends that the bill do pass.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

March 25, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol
Jefferson City, MO 65101

Dear Ms. Martin;

Please be advised that I am hereby removing myself and appointing Senator Andrew Koenig to the Select Committee on Empowering Missouri Parents and Children.

Please do not hesitate to contact me should you need any assistance.

Sincerely,



Caleb Rowden
President Pro Tem

INTRODUCTION OF GUESTS

Senator Schroer introduced to the Senate, Grover Norquist; Margaret Mire; Paul Teller; and Saul Nuzzo, Washington, DC.

Senator Cierpiot introduced to the Senate, his wife, Connie, Lee's Summit; and Christy Fleechart, Odessa.

On motion of Senator O'Laughlin, the Senate adjourned until 1:15 p.m., Tuesday, March 26, 2024.

SENATE CALENDAR

THIRTY-NINTH DAY-TUESDAY, MARCH 26, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HB 1518-Hudson
HCS for HJR 68 & 79	HCS for HB 2352
HB 2287-Christofanelli	HCS for HB 2279
HB 2111-Christofanelli	HB 1486-Shields
HCS for HBs 2322 & 1774	HB 1604-Hinman
HB 2282-Lovasco	HB 1713-Schnelting
HB 2385-Keathley	HCS for HB 2065
HCS for HB 2431	HB 1496-Griffith
HB 1751-Haffner	

THIRD READING OF SENATE BILLS

SS for SCS for SB 912-Brown (26)
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 801-Fitzwater, with SCS	10. SB 845-Bernskoetter
2. SB 1111-Black	11. SB 900-Black
3. SBs 894 & 825-Fitzwater, with SCS	12. SJR 78-Brown (26)
4. SB 1207-Hoskins	13. SB 1351-Luetkemeyer, with SCS
5. SJR 50-Koenig, with SCS	14. SB 782-Bean, with SCS
6. SB 834-Crawford, with SCS	15. SB 898-Black
7. SB 903-Schroer	16. SB 734-Eigel, with SCS
8. SB 1359-Trent	17. SB 735-Eigel and Moon, with SCS
9. SB 835-Crawford, with SCS	18. SB 1036-Razer, with SCS

- | | |
|--------------------------------------|-----------------------------------|
| 19. SB 1391-Luetkemeyer, with SCS | 29. SB 1266-Luetkemeyer, with SCS |
| 20. SB 751-Brown (16) | 30. SB 1379-Arthur |
| 21. SB 757-O'Laughlin, with SCS | 31. SB 1362-Crawford |
| 22. SB 936-Bernskoetter, with SCS | 32. SB 1155-Mosley |
| 23. SB 1388-Razer | 33. SB 1326-McCreery |
| 24. SB 1422-Black, with SCS | 34. SB 1277-Black |
| 25. SB 890-Mosley | 35. SB 884-Roberts, with SCS |
| 26. SB 1296-O'Laughlin | 36. SB 1393-O'Laughlin |
| 27. SB 844-Bernskoetter | 37. SB 907-Carter |
| 28. SB 768-Thompson Rehder, with SCS | |

HOUSE BILLS ON THIRD READING

HCS for HB 2634

HB 1488-Shields (Arthur)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| SB 739-Cierpiot | SB 847-Hough, with SCS, SS for SCS & SA 1
(pending) |
| SB 740-Cierpiot, with SCS | SB 848-Hough |
| SB 742-Arthur, with SS (pending) | SB 850-Brown (16) |
| SB 745-Bernskoetter, with SS & SA 1(pending) | SB 862-Thompson Rehder, with SS & SA 7
(pending) |
| SB 748-Hough | SB 872-Eslinger, with SS & SA 1 (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 964-Razer, with SS & SA 5 (pending) |
| SB 772-Gannon | SB 984-Schroer, with SS, SA 1 & SA 1 to
SA 1 (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending) |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1199-Trent |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | SB 1375-Eslinger |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | SB 1392-Trent |
| SB 830-Rowden, with SS, SA 2 &
point of order (pending) | |

CONSENT CALENDAR

Senate Bills

Reported 3/14

SB 1453-Brown (16)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman

✓

Journal of the Senate

SECOND REGULAR SESSION

THIRTY-NINTH DAY - TUESDAY, MARCH 26, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"Where there is no revelation, people cast off restraint; but blessed is the one who heeds wisdom's instruction." (Proverbs 29:18 NIV)

Heavenly Father, we come before You with gratitude for the privilege of serving our fellow citizens in this great state. Grant us the vision to lead with clarity and purpose, that our decisions may align with Your will. May our discussions be marked by discernment, compassion, and a commitment to justice, ensuring that our decisions positively impact the lives of those we serve. We ask this In Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Stateline were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brattin offered Senate Resolution No. 819, regarding Zach Zebrowski, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 820, regarding Jacob Crocker, Jackson, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 821, regarding Eddy L. Hancock, Gravois Mills, which was adopted.

Senators Bernskoetter and Bean offered Senate Resolution No. 822, regarding Missouri Lineworker Appreciation Day, which was adopted.

Senator Black offered Senate Resolution No. 823, regarding Missouri Lineworker Appreciation Day, which was adopted.

Senator Williams offered Senate Resolution No. 824, regarding Pamela Westbrooks-Hodge, St. Louis, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 825, regarding Scott Allen Harper, Jefferson City, which was adopted.

Senator Washington offered Senate Resolution No. 826, regarding Alpha Kappa Alpha Sorority, Inc., which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS** for **SCS** for **SB 912**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Pro Tem Rowden assumed the Chair.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 869**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following report:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 1029**, begs leave to report that it has considered the same and recommends that the bill do pass.

SENATE BILLS FOR PERFECTION

Senator Thompson Rehder moved that **SB 862**, with **SS** and **SA 7** (pending), be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SA 7 was again taken up.

At the request of Senator Thompson Rehder, **SS** for **SB 862** was withdrawn, rendering **SA 7** moot.

Senator Thompson Rehder offered **SS No. 2** for **SB 862**, entitled:

SENATE SUBSTITUTE NO. 2 FOR SENATE BILL NO. 862

An Act to repeal section 210.201, 210.211, 210.221, 210.252, 210.275, 210.560, 210.841, 211.038, 211.221, 452.375, and 487.200, RSMo, and to enact in lieu thereof eleven new sections relating to the care of a child.

Senator Thompson Rehder moved that **SS No. 2** for **SB 862** be adopted.

Senator Bean assumed the Chair.

Senator Thompson Rehder offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 862, Page 7-10, Section 210.221, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Thompson Rehder moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder moved that **SS No. 2** for **SB 862**, as amended, be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS No. 2** for **SB 862**, as amended, was declared perfected and ordered printed.

At the request of Senator Fitzwater, **SB 801**, with **SCS**, was placed on the Informal Calendar.

Senator Black moved that **SB 1111** be taken up for perfection, which motion prevailed.

Senator Black offered **SS** for **SB 1111**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1111

An Act to repeal sections 210.201, 210.211, 210.252, and 210.275, RSMo, and to enact in lieu thereof ten new sections relating to the regulation of child care.

Senator Black moved that **SS** for **SB 1111** be adopted.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1111, Page 1, In the Title, Line 4, by striking “the regulation of child care”; and inserting in lieu thereof the following: “child protection”; and

Further amend said bill and page, Section A, line 5, by inserting after all of said line the following:

“191.1720. 1. This section shall be known and may be cited as the “Missouri Save Adolescents from Experimentation (SAFE) Act”.

2. For purposes of this section, the following terms mean:

(1) “Biological sex”, the biological indication of male or female in the context of reproductive potential or capacity, such as sex chromosomes, naturally occurring sex hormones, gonads, and nonambiguous internal and external genitalia present at birth, without regard to an individual's psychological, chosen, or subjective experience of gender;

(2) “Cross-sex hormones”, testosterone, estrogen, or other androgens given to an individual in amounts that are greater or more potent than would normally occur naturally in a healthy individual of the same age and sex;

(3) “Gender”, the psychological, behavioral, social, and cultural aspects of being male or female;

(4) “Gender transition”, the process in which an individual transitions from identifying with and living as a gender that corresponds to his or her biological sex to identifying with and living as a gender different from his or her biological sex, and may involve social, legal, or physical changes;

(5) “Gender transition surgery”, a surgical procedure performed for the purpose of assisting an individual with a gender transition, including, but not limited to:

(a) Surgical procedures that sterilize, including, but not limited to, castration, vasectomy, hysterectomy, oophorectomy, orchiectomy, or penectomy;

(b) Surgical procedures that artificially construct tissue with the appearance of genitalia that differs from the individual's biological sex, including, but not limited to, metoidioplasty, phalloplasty, or vaginoplasty; or

(c) Augmentation mammoplasty or subcutaneous mastectomy;

(6) “Health care provider”, an individual who is licensed, certified, or otherwise authorized by the laws of this state to administer health care in the ordinary course of the practice of his or her profession;

(7) “Puberty-blocking drugs”, gonadotropin-releasing hormone analogues or other synthetic drugs used to stop luteinizing hormone secretion and follicle stimulating hormone secretion, synthetic antiandrogen drugs to block the androgen receptor, or any other drug used to delay or suppress pubertal development in children for the purpose of assisting an individual with a gender transition.

3. A health care provider shall not knowingly perform a gender transition surgery on any individual under eighteen years of age.

4. (1) A health care provider shall not knowingly prescribe or administer cross-sex hormones or puberty-blocking drugs for the purpose of a gender transition for any individual under eighteen years of age.

(2) The provisions of this subsection shall not apply to the prescription or administration of cross-sex hormones or puberty-blocking drugs for any individual under eighteen years of age who was prescribed or administered such hormones or drugs prior to August 28, 2023, for the purpose of assisting the individual with a gender transition.

[(3) The provisions of this subsection shall expire on August 28, 2027.]

5. The performance of a gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age in violation of this section shall be considered unprofessional conduct and any health care provider doing so shall have his or her license to practice revoked by the appropriate licensing entity or disciplinary review board with competent jurisdiction in this state.

6. (1) The prescription or administration of cross-sex hormones or puberty-blocking drugs to an individual under eighteen years of age for the purpose of a gender transition shall be considered grounds for a cause of action against the health care provider. The provisions of chapter 538 shall not apply to any action brought under this subsection.

(2) An action brought pursuant to this subsection shall be brought within fifteen years of the individual injured attaining the age of twenty-one or of the date the treatment of the injury at issue in the action by the defendant has ceased, whichever is later.

(3) An individual bringing an action under this subsection shall be entitled to a rebuttable presumption that the individual was harmed if the individual is infertile following the prescription or administration of cross-sex hormones or puberty-blocking drugs and that the harm was a direct result of the hormones or drugs prescribed or administered by the health care provider. Such presumption may be rebutted only by clear and convincing evidence.

(4) In any action brought pursuant to this subsection, a plaintiff may recover economic and noneconomic damages and punitive damages, without limitation to the amount and no less than five hundred thousand dollars in the aggregate. The judgment against a defendant in an action brought pursuant to this subsection shall be in an amount of three times the amount of any economic and noneconomic damages or punitive damages assessed. Any award of damages in an action brought pursuant to this subsection to a prevailing plaintiff shall include attorney's fees and court costs.

(5) An action brought pursuant to this subsection may be brought in any circuit court of this state.

(6) No health care provider shall require a waiver of the right to bring an action pursuant to this subsection as a condition of services. The right to bring an action by or through an individual under the age of eighteen shall not be waived by a parent or legal guardian.

(7) A plaintiff to an action brought under this subsection may enter into a voluntary agreement of settlement or compromise of the action, but no agreement shall be valid until approved by the court. No agreement allowed by the court shall include a provision regarding the nondisclosure or confidentiality of the terms of such agreement unless such provision was specifically requested and agreed to by the plaintiff.

(8) If requested by the plaintiff, any pleadings, attachments, or exhibits filed with the court in any action brought pursuant to this subsection, as well as any judgments issued by the court in such actions, shall not include the personal identifying information of the plaintiff. Such information shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

7. The provisions of this section shall not apply to any speech protected by the First Amendment of the United States Constitution.

8. The provisions of this section shall not apply to the following:

(1) Services to individuals born with a medically-verifiable disorder of sex development, including, but not limited to, an individual with external biological sex characteristics that are irresolvably ambiguous, such as those born with 46,XX chromosomes with virilization, 46,XY chromosomes with undervirilization, or having both ovarian and testicular tissue;

(2) Services provided when a physician has otherwise diagnosed an individual with a disorder of sex development and determined through genetic or biochemical testing that the individual does not have normal sex chromosome structure, sex steroid hormone production, or sex steroid hormone action;

(3) The treatment of any infection, injury, disease, or disorder that has been caused by or exacerbated by the performance of gender transition surgery or the prescription or administration of cross-sex hormones or puberty-blocking drugs regardless of whether the surgery was performed or the hormones or drugs were prescribed or administered in accordance with state and federal law; or

(4) Any procedure undertaken because the individual suffers from a physical disorder, physical injury, or physical illness that would, as certified by a physician, place the individual in imminent danger of death or impairment of a major bodily function unless surgery is performed.”; and

Further amend the title and enacting clause accordingly.

Senator Hoskins moved that the above amendment be adopted.

Senator McCreery raised the point of order that **SA 1** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who took it under advisement which placed **SB 1111**, with **SS** and **SA 1** (pending), on the Informal Calendar.

Senator Fitzwater moved that **SBs 894** and **825**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SBs 894** and **825**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 825

An Act to repeal sections 536.300, 536.303, 536.305, 536.310, 536.315, 536.323, 536.325, and 536.328, RSMo, and to enact in lieu thereof ten new sections relating to the promotion of business development.

Was taken up.

Senator Fitzwater moved that **SCS** for **SBs 894** and **825** be adopted.

Senator Fitzwater offered **SS** for **SCS** for **SBs 894** and **825**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 825

An Act to repeal sections 536.300, 536.303, 536.305, 536.310, 536.315, 536.323, 536.325, and 536.328, RSMo, and to enact in lieu thereof ten new sections relating to the promotion of business development.

Senator Fitzwater moved that **SS** for **SCS** for **SBs 894** and **825** be adopted.

Senator Crawford assumed the Chair.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 894 and 825, Page 2, Section 34.195, Line 36, by inserting after all of said line the following:

“67.5400. 1. This section shall be known and may be cited as the “Landfill Enhancement Zone Act”.

2. For the purposes of this section, the following terms shall mean:

(1) “County”, any county with:

(a) More than two hundred thousand but fewer than two hundred thirty thousand inhabitants;

(b) More than eleven thousand but fewer than twelve thousand five hundred inhabitants and with a county seat with more than four thousand but fewer than five thousand inhabitants;

(c) More than seven thousand but fewer than eight thousand inhabitants and with a county seat with more than one thousand but fewer than two thousand inhabitants;

(d) More than thirty-five thousand but fewer than forty thousand inhabitants and with a county seat with more than five thousand but fewer than eight thousand inhabitants;

(e) More than two hundred sixty thousand but fewer than three hundred thousand inhabitants;

(f) More than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than nine thousand but fewer than eleven thousand inhabitants;
or

(g) more than seven hundred thousand but fewer than eight hundred thousand inhabitants;

(2) “Department”, the Missouri department of natural resources;

(3) “Eligible costs”, the costs incurred to construct a solid waste disposal site, including:

(a) To obtain a permit pursuant to chapter 260 to operate a solid waste disposal site;

(b) Managerial, engineering, legal, research, or other professional expenses; and

(c) Construction costs;

(4) “Landfill zone” or “zone”, a landfill enhancement zone created pursuant to this section;

(5) “State tax liability”, any liability incurred by a taxpayer pursuant to the provisions of chapter 143 or chapter 148, exclusive of the provisions relating to the withholding of tax as provided for in sections 143.191 to 143.265 and related provisions;

(6) “Tax credit”, a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(7) “Taxpayer”, any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265.

3. The governing body of a county may by ordinance or order designate all or any portion of the county as a landfill zone for the purposes of incentivizing the construction of landfills and associated infrastructure. Such zones may only include the area within the governing body's jurisdiction, ownership, or control, and may include any such area. The governing body shall determine the boundaries for each zone, and more than one zone may exist within the governing body's jurisdiction or under the governing body's ownership or control, and may be expanded or contracted by ordinance or order.

4. (1) To establish a zone, the governing body of the county shall propose an ordinance or resolution creating such zone. Such ordinance or resolution shall set forth the need for a landfill and the associated infrastructure in the region and the estimated number of new jobs to be created in the zone. Prior to approving such ordinance or resolution, the governing body shall hold a public hearing to consider the creation of the zone. The governing body shall hear and pass upon all objections to the zone.

(2) Notwithstanding any provision of law to the contrary, no landfill shall be constructed, and the Missouri department of natural resources shall not issue a permit for the construction of a landfill, in any area in a county with more than seven hundred thousand but fewer than eight hundred thousand inhabitants that is within one mile of an adjoining county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than nine thousand but fewer than eleven thousand inhabitants unless such adjoining county has established a landfill zone pursuant to this section.

5. Upon the creation of a landfill zone, twenty-five percent of the state tax withholdings imposed by sections 143.191 to 143.265 on new jobs within a landfill zone shall not be remitted to the general revenue fund of the state of Missouri for a ten year period subsequent to the creation of such new jobs. Such moneys shall be deposited into the landfill zone fund established pursuant to subsection 6 of this section for the purpose of improving public infrastructure in the county, and may be used for managerial, engineering, legal, research, promotion, planning, and any other expenses.

6. There is hereby created in the state treasury the "Landfill Zone Fund", which shall consist of money collected under this section. The state treasurer shall be custodian of the fund and may approve disbursements from the fund in accordance with sections 30.170 and 30.180 to the counties from which the funds were collected, less the pro-rata portion appropriated by the general assembly to be used solely for the administration of this section, which shall not exceed two percent of the total amount collected within the landfill zones of a county. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium shall not revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

7. For all tax years beginning on or after January 1, 2025, a taxpayer shall be authorized to claim a tax credit equal to twenty percent of eligible costs incurred to construct a solid waste disposal site within a zone.

8. (1) Tax credits authorized pursuant to this section shall not be refundable, but may be carried forward for ten subsequent tax years or until the full credit is redeemed, whichever occurs first.

(2) Tax credits authorized pursuant to this section shall not be transferred, sold, or assigned.

9. The total amount of tax credits authorized pursuant to this section shall not exceed twenty-five million dollars in any given fiscal year.

10. To obtain approval for tax credits pursuant to this section, a taxpayer shall submit an application for tax credits to the department. Each application shall be reviewed by the department for approval. In order to receive approval, an application shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a closing statement. Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) The estimated eligible costs of constructing the solid waste disposal site, the estimated project start date, and the estimated project completion date; and

(3) Any other information which the department may reasonably require to review the project for approval.

11. If the department deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to twenty percent of the anticipated eligible costs. If the department disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted.

12. To claim the credit authorized pursuant to this section, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department, which shall determine the final amount of eligible costs. The department shall inform a taxpayer of final approval by letter and shall issue to the taxpayer tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

13. Pursuant to section 23.253 of the Missouri Sunset Act:

(1) The program authorized pursuant to this section shall automatically sunset six years after the effective date of this section unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized pursuant to this section shall automatically sunset twelve years after the effective date of the reauthorization;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized pursuant to this section is sunset; and

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Eigel, Hoskins, Koenig, and Razer.

SA 1 failed of adoption by the following vote:

YEAS—Senators						
Brattin	Hoskins	Koenig	Razer	Rizzo	Schroer—6	
NAYS—Senators						
Arthur	Bean	Beck	Bernskoetter	Black	Brown (26th Dist.)	Cierpiot
Coleman	Crawford	Eigel	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Moon	O'Laughlin	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				
Absent—Senators						
Brown (16th Dist.)	Carter	Mosley—3				
Absent with leave—Senator Eslinger—1						
Vacancies—None						

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 894 and 825, Page 5, Section 620.3800, Lines 6-10, by striking said lines and inserting in lieu thereof the following: **“ten employees, including policies to ensure equal rights and opportunities under the law pursuant to Article I, Section 2 of the Constitution of Missouri, in this state. The office shall work with Missouri stakeholders and communities to provide”**.

Senator Moon moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator Fitzwater moved that **SS** for **SCS** for **SBs 894** and **825**, be adopted, which motion prevailed.

On motion of Senator Fitzwater, **SS** for **SCS** for **SBs 894** and **825** was declared perfected and ordered printed.

Senator Hoskins moved that **SB 1207** be taken up for perfection, which motion prevailed.

Senator Hoskins offered **SS** for **SB 1207**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 1207

An Act to repeal sections 137.115 and 143.071, RSMo, and to enact in lieu thereof three new sections relating to taxation.

Senator Hoskins moved that **SS** for **SB 1207** be adopted.

Senator Bean assumed the Chair.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1207, Page 15, Section 143.071, Line 46, by inserting after all of said line the following:

“321.905. 1. For the purposes of this section, the term “political subdivision” shall mean:

(1) Any municipality located within a county with more than one million inhabitants;

(2) Any county with more than four hundred thousand but fewer than five hundred thousand inhabitants;

(3) Any county with more than two hundred thirty thousand but fewer than two hundred sixty thousand inhabitants;

(4) Any county with more than one hundred thousand but fewer than one hundred twenty thousand inhabitants and with a county seat with more than four thousand but fewer than six thousand inhabitants; and

(5) Any county with more than two hundred sixty thousand but fewer than three hundred thousand inhabitants.

2. The governing body of a political subdivision may, by a majority vote of its governing body, levy and collect ad valorem taxes on all real property located within the political subdivision for the purposes of providing fire protection services; provided that, no ordinance or order enacted pursuant to this subsection shall be effective unless the governing body submits to the voters of the political subdivision a proposal to authorize the governing body to impose such tax. The ballot of submission shall contain, but need not be limited to, the following language:

Shall the City/County of _____ (insert city/county) be authorized to levy a tax of not more than twenty-five cents on the one hundred dollars assessed valuation to provide funds for fire protection services?

☐ FOR THE PROPOSITION

☐ AGAINST THE PROPOSITION

(Place an X in the square opposite the one for which you wish to vote.)

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the political subdivision shall have no power to impose the property tax as herein

authorized unless and until the governing body of the political subdivision shall again have submitted another proposal to authorize the governing body to impose the property tax.

3. The governing body of any fire protection district imposing a property tax pursuant to this chapter, or of any political subdivision imposing a property tax pursuant to subsection 1 of this section, may, by a majority vote of its governing body, impose a sales tax of up to one percent on all sales which are subject to taxation under the provisions of chapter 144, in conjunction with a property tax reduction for each year in which the sales tax is imposed, for the provision of fire protection services by the fire protection district or the political subdivision; provided that, no ordinance or order enacted pursuant to this section shall be effective unless the governing body submits to the voters of the fire protection district or political subdivision, a proposal to authorize the governing body to impose a sales tax and reduce property taxes.

4. The ballot of submission shall contain, but need not be limited to, the following language:

Shall _____ (insert governing body's name) impose a sales tax of _____ (insert amount) and reduce its total property tax levy annually by the total amount of sales tax revenue collected in the same tax year?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the district or political subdivision shall have no power to impose the sales tax and reduce the property tax as herein authorized unless and until the governing body of the district or political subdivision shall again have submitted another proposal to authorize the governing body to impose the sales tax and reduce the property tax.

5. The total property tax levy subject to reduction pursuant to this section shall not include those taxes levied to retire indebtedness.

6. Each year in which a sales tax is imposed pursuant to this section, the fire protection district or political subdivision shall, after determining its budget for the provision of fire protection services within the limits set by the constitution and laws of this state for the following calendar year and the total property tax levy needed to raise the revenues required by such budget, reduce the total property tax levy imposed pursuant to this chapter in an amount sufficient to decrease the total property taxes it will collect by an amount equal to fifty percent of the sales tax revenue collected pursuant to this section in the tax year for which the property taxes are being levied. In the event that in the immediately preceding year the fire protection district or the political subdivision actually collected more or less sales tax revenue, the fire protection district or the political

subdivision shall adjust its total property tax levy for the current year to reflect such increase or decrease.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted.

At the request of Senator Hoskins, **SB 1207**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

THIRD READING OF SENATE BILLS

SS for **SCS** for **SB 912**, introduced by Senator Brown (26), entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 912

An Act to repeal sections 42.051, 143.174, 143.175, 301.142, 301.3030, 301.3061, 302.188, and 442.571, RSMo, and to enact in lieu thereof twelve new sections relating to military affairs, with existing penalty provisions.

Was taken up.

On motion of Senator Brown (26), **SS** for **SCS** for **SB 912** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Cierpiot	Coleman	Eigel	Fitzwater	Gannon	Hoskins	Koenig
Luetkemeyer	May	McCreery	Mosley	O'Laughlin	Razer	Rizzo
Roberts	Rowden	Schroer	Thompson Rehder	Trent	Washington—27	

NAYS—Senators

Crawford	Moon—2
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Absent—Senators

Brown (16th Dist.)	Carter	Hough	Williams—4
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Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Brown (26), title to the bill was agreed to.

Senator Brown (26) moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SB 862**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HCR 65**.

HOUSE CONCURRENT RESOLUTION NO. 65

BE IT RESOLVED, by the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, of the State of Missouri, the Senate concurring therein, that the House of Representatives and the Senate convene in Joint Session in the Hall of the House of Representatives at 10:15 a.m., Wednesday, April 3, 2024, to receive a message from Director General Bill S.C. Huang, of the Taipei Economic and Cultural Office in Denver, Colorado; and

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be directed to inform the Senate of the adoption of this resolution.

In which the concurrence of the Senate is respectfully requested.

INTRODUCTION OF GUESTS

Senator Washington introduced to the Senate, Bob Kendrick, Kansas City.

Senator Carter introduced to the Senate, Ava Herrera; and her mother, Dianna, Joplin.

Senator Brown (16) introduced to the Senate, Drew Bahr; and his parents, Tom and Mary, Rolla.

Senator McCreery introduced to the Senate, Molly Brown; Jane Beckman; and Dan Sahr, St. Louis.

Senator Williams introduced to the Senate, Jost Chemical Chief Technology Officer, Doug Jost, St. Louis.

Senator Hoskins introduced to the Senate, his wife, Michelle; his grandson, Barrett Frencken; and Stephany, Arynn, and Kasen Wasson, Warrensburg; and Barrett was made an honorary page.

Senator Eigel introduced to the Senate, Teenpact adult leaders, Ollie Erickson; Karen Heredia; student director, Brooks Breadlove; student interns, Emma Feeland; Bella Goodrich; Brad Heredia; student teachers, Sara Levin; Malachi Southerland; Madison Carter; Phoebe DeLaney; Andrew Griggs; Ethan Johnson; Preston Linch; Kennedy McGaughey; Jerl Silicia; and Alyssa Thornhill; and students.

Senator May introduced to the Senate, CWA 6300 President, Floyd Bell; Fred Brown; Tanya Holmes; and Rosalyn Hatley.

Senator Schroer introduced to the Senate, Firefighters MU FRTI, Columbia.

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Wednesday, March 27, 2024.

SENATE CALENDAR

FORTIETH DAY-WEDNESDAY, MARCH 27, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569	HB 1518-Hudson
HCS for HJR 68 & 79	HCS for HB 2352
HB 2287-Christofanelli	HCS for HB 2279
HB 2111-Christofanelli	HB 1486-Shields
HCS for HBs 2322 & 1774	HB 1604-Hinman
HB 2282-Lovasco	HB 1713-Schnelting
HB 2385-Keathley	HCS for HB 2065
HCS for HB 2431	HB 1496-Griffith
HB 1751-Haffner	

THIRD READING OF SENATE BILLS

SS#2 for SB 862-Thompson Rehder

SENATE BILLS FOR PERFECTION

1. SJR 50-Koenig, with SCS	18. SB 936-Bernskoetter, with SCS
2. SB 834-Crawford, with SCS	19. SB 1388-Razer
3. SB 903-Schroer	20. SB 1422-Black, with SCS
4. SB 1359-Trent	21. SB 890-Mosley
5. SB 835-Crawford, with SCS	22. SB 1296-O'Laughlin
6. SB 845-Bernskoetter	23. SB 844-Bernskoetter
7. SB 900-Black	24. SB 768-Thompson Rehder, with SCS
8. SJR 78-Brown (26)	25. SB 1266-Luetkemeyer, with SCS
9. SB 1351-Luetkemeyer, with SCS	26. SB 1379-Arthur
10. SB 782-Bean, with SCS	27. SB 1362-Crawford
11. SB 898-Black	28. SB 1155-Mosley
12. SB 734-Eigel, with SCS	29. SB 1326-McCreery
13. SB 735-Eigel and Moon, with SCS	30. SB 1277-Black
14. SB 1036-Razer, with SCS	31. SB 884-Roberts, with SCS
15. SB 1391-Luetkemeyer, with SCS	32. SB 1393-O'Laughlin
16. SB 751-Brown (16)	33. SB 907-Carter
17. SB 757-O'Laughlin, with SCS	34. SB 869-Moon, et al

35. SB 1029-Moon

HOUSE BILLS ON THIRD READING

HCS for HB 2634

HB 1488-Shields (Arthur)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot	SB 847-Hough, with SCS, SS for SCS & SA 1 (pending)
SB 740-Cierpiot, with SCS	SB 848-Hough
SB 742-Arthur, with SS (pending)	SB 850-Brown (16)
SB 745-Bernskoetter, with SS & SA 1 (pending)	SB 872-Eslinger, with SS & SA 1 (pending)
SB 748-Hough	SB 876-Bean, with SCS & SS for SCS (pending)
SB 750-Hough, with SCS & SA 1 (pending)	SB 964-Razer, with SS & SA 5 (pending)
SBs 767 & 1342-Thompson Rehder, with SCS	SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending)
SB 772-Gannon	SB 1111-Black, with SS, SA 1 & point of order (pending)
SB 778-Eslinger, with SS & SA 1 (pending)	SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending)
SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending)	SB 1199-Trent
SB 801-Fitzwater, with SCS	SB 1207-Hoskins, with SS & SA 1 (pending)
SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending)	SB 1375-Eslinger
SB 818-Brown (26) and Coleman, with SS & SA 2 (pending)	SB 1392-Trent
SB 830-Rowden, with SS, SA 2 & point of order (pending)	

CONSENT CALENDAR

Senate Bills

Reported 3/14

SB 1453-Brown (16)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FORTIETH DAY - WEDNESDAY, MARCH 27, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

“And being found in appearance as a man, he humbled himself by becoming obedient to death—even death on a cross!” (Philippians 2:8 NIV)

Almighty God, we ask that You would help us to follow Your Son’s example of humility. As Your Son humbled Himself, may we also be humble as we work together—remembering that while we may have different thoughts and opinions, we are all here to serve the people of Missouri. We ask this In Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Mosley offered Senate Resolution No. 827, regarding the death of Justin Marquise Brooks Jr., Jennings, which was adopted.

Senator Beck offered Senate Resolution No. 828, regarding Liam Ahmed, St. Louis, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator O’Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SBs 894** and **825**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Koenig moved that **SJR 50**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SJR 50**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 50

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Was taken up.

Senator Koenig moved that **SCS** for **SJR 50** be adopted.

Senator Koenig offered **SS** for **SCS** for **SJR 50**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE JOINT RESOLUTION NO. 50

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Senator Koenig moved that **SS** for **SCS** for **SJR 50** be adopted.

Senator Carter offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Joint No. 50, Page 2, Section 26, Line 19, by inserting after all of said line the following:

“Section 27. 1. As used in this section, the following terms mean:

(1) “Appropriations growth limit”, a percentage figure that is the greater of zero or the sum of the annual rate of inflation and the annual percentage change in the population of Missouri;

(2) “Emergency”, an event or series of events or a state of affairs that requires the immediate appropriation of moneys for the health, safety, and general welfare of the people;

(3) “Inflation”, the rate of inflation as measured by the Consumer Price Index for All Urban Consumers for the United States, semi-annual average of the first six months of the current calendar year;

(4) “Net general revenue collections”, all revenue deposited into the general revenue fund less refunds and revenues originally deposited into the general revenue fund but designated by law for a specific distribution or transfer to another state fund as reported by the office of administration;

(5) “Population of Missouri”, the number of persons residing in the state of Missouri as determined by the United States Census Bureau in the last decennial census including the most recent calendar year update;

(6) “Total state general revenue appropriations”, the total of appropriations from net general revenue collections for a fiscal year, including supplemental appropriations from any regular, special, or extraordinary session from the previous fiscal year from net general revenue collections, passed by the general assembly and approved by the governor as reported by the office of administration, except reappropriations, appropriations to pay principal and interest on general obligation bonded indebtedness, and appropriations from general revenue for final court judgments and costs in cases to the extent that the state was not the prevailing party.

2. Total state general revenue appropriations for any fiscal year shall not exceed total state general revenue appropriations for the immediately preceding fiscal year by more than the appropriations growth limit, except that new or increased tax revenues or fees that are below the limits in subsection 1 of section 18(e) of this article or receive voter approval shall be exempted from the calculation of the appropriations growth limit for the year in which they are passed.

3. For each fiscal year in which net general revenue collections exceed total state general revenue appropriations allowed under subsection 2 of this section by more than one percent of total state general revenue appropriations allowed, an amount equal to such excess net general revenue collections shall be refunded to taxpayers pro rata based on the liability reported on the Missouri state income tax annual returns filed following the close of such fiscal year.

4. Total state general revenue appropriations for any fiscal year may exceed total state general revenue appropriations for the immediately preceding fiscal year by more than the appropriations growth limit only under the following conditions:

(1) The governor declares an emergency, specifying the nature of the emergency and requesting appropriations to meet the emergency; and

(2) The general assembly, by a vote of two-thirds of the members elected to serve in each house, enacts and the governor approves a separate bill or bills appropriating moneys to meet the emergency. Any such appropriation bill or bills shall not be included in total state general revenue appropriations for purposes of compliance with subsection 2 of this section for the next succeeding fiscal year.

5. The total state general revenue appropriations limit shall not be reduced or increased if the amount of total state revenues, as defined in section 17 of this article, for the prior fiscal year is less than the amount of total state revenues for the next preceding fiscal year.

6. The general assembly may enact laws implementing this section.”; and

Further amend said bill and page, section B, line 11 by striking “and” and inserting in lieu thereof the following:

“● Set a state spending growth limit based on inflation and population; and”; and
Further amend the title and enacting clause accordingly.

Senator Carter moved that the above amendment be adopted, which motion failed.

Senator Luetkemeyer assumed the Chair.

Senator Beck offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Joint No. 50, Page 2, Section 26, Lines 9-14, by striking all of said lines; and

Further renumber the remaining subsection accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Koenig moved that **SS** for **SCS** for **SJR 50**, as amended, be adopted, which motion prevailed.

On motion of Senator Koenig, **SS** for **SCS** for **SJR 50**, as amended, was declared perfected and ordered printed.

Senator Black moved that **SB 1111**, with **SS**, **SA 1** and point of order (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

At the request of Senator Hoskins, **SA 1** was withdrawn, rendering the point of order moot.

Senator Eigel offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 1111, Page 3, Section 192.2554, Line 11, by inserting at the end of said line the following: “**numbers of**”; and further amend line 12, by inserting after “served” the following: “**, provided that the department shall not interview a child without the consent of the child's parents or guardian**”; and further amend lines 15-16, by striking said lines and inserting in lieu thereof the following: “**of sections 192.2550 to 192.2560. The director may**”; and further amend line 29, by inserting after “2.” the following: “**(1)**”; and further amend line 30, by striking all of said line and inserting in lieu thereof the following: “**premises of any prescribed pediatric extended care facility or potential facility pursuant to an announced inspection at any**”; and

Further amend said bill and section, page 4, line 37, by striking “or unannounced” and inserting in lieu thereof the following: “**to the applicant for or holder of a license twenty-four hours in advance of the inspection**”; and further amend line 38, by inserting after all of said line the following:

“**(2) Notwithstanding the provisions of subdivision (1) of this subsection, the department may make unannounced inspections as necessary to investigate allegations of abuse or neglect of a child served by the facility.**”.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Schroer offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 1111, Page 1, In the Title, Line 4, by striking “the regulation of child care” and inserting in lieu thereof the following: “health care”; and

Further amend said bill, page 17, section 210.275, line 9, by inserting after all of said line the following:

“334.104. 1. A physician may enter into collaborative practice arrangements with registered professional nurses. Collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols, or standing orders for the delivery of health care services. Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer or dispense drugs and provide treatment as long as the delivery of such health care services is within the scope of practice of the registered professional nurse and is consistent with that nurse's skill, training and competence.

2. (1) Collaborative practice arrangements, which shall be in writing, may delegate to a registered professional nurse the authority to administer, dispense or prescribe drugs and provide treatment if the registered professional nurse is an advanced practice registered nurse as defined in subdivision (2) of section 335.016. Collaborative practice arrangements may delegate to an advanced practice registered nurse, as defined in section 335.016, the authority to administer, dispense, or prescribe controlled substances listed in Schedules III, IV, and V of section 195.017, and Schedule II - hydrocodone; except that, the collaborative practice arrangement shall not delegate the authority to administer any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone for the purpose of inducing sedation or general anesthesia for therapeutic, diagnostic, or surgical procedures. Schedule III narcotic controlled substance and Schedule II - hydrocodone prescriptions shall be limited to a one hundred twenty-hour supply without refill.

(2) Notwithstanding any other provision of this section to the contrary, a collaborative practice arrangement may delegate to an advanced practice registered nurse the authority to administer, dispense, or prescribe Schedule II controlled substances for hospice patients; provided, that the advanced practice registered nurse is employed by a hospice provider certified pursuant to chapter 197 and the advanced practice registered nurse is providing care to hospice patients pursuant to a collaborative practice arrangement that designates the certified hospice as a location where the advanced practice registered nurse is authorized to practice and prescribe.

(3) Such collaborative practice arrangements shall be in the form of written agreements, jointly agreed-upon protocols or standing orders for the delivery of health care services.

(4) An advanced practice registered nurse may prescribe buprenorphine for up to a thirty-day supply without refill for patients receiving medication-assisted treatment for substance use disorders under the direction of the collaborating physician.

3. The written collaborative practice arrangement shall contain at least the following provisions:

(1) Complete names, home and business addresses, zip codes, and telephone numbers of the collaborating physician and the advanced practice registered nurse;

(2) A list of all other offices or locations besides those listed in subdivision (1) of this subsection where the collaborating physician authorized the advanced practice registered nurse to prescribe;

(3) A requirement that there shall be posted at every office where the advanced practice registered nurse is authorized to prescribe, in collaboration with a physician, a prominently displayed disclosure statement informing patients that they may be seen by an advanced practice registered nurse and have the right to see the collaborating physician;

(4) All specialty or board certifications of the collaborating physician and all certifications of the advanced practice registered nurse;

(5) The manner of collaboration between the collaborating physician and the advanced practice registered nurse, including how the collaborating physician and the advanced practice registered nurse will:

(a) Engage in collaborative practice consistent with each professional's skill, training, education, and competence;

(b) Maintain geographic proximity, except as specified in this paragraph. The following provisions shall apply with respect to this requirement:

a. Until August 28, 2025, an advanced practice registered nurse providing services in a correctional center, as defined in section 217.010, and his or her collaborating physician shall satisfy the geographic proximity requirement if they practice within two hundred miles by road of one another. An incarcerated patient who requests or requires a physician consultation shall be treated by a physician as soon as appropriate;

b. The collaborative practice arrangement may allow for geographic proximity to be waived for a maximum of twenty-eight days per calendar year for rural health clinics as defined by Pub.L. 95-210 (42 U.S.C. Section 1395x, as amended), as long as the collaborative practice arrangement includes alternative plans as required in paragraph (c) of this subdivision. This exception to geographic proximity shall apply only to independent rural health clinics, provider-based rural health clinics where the provider is a critical access hospital as provided in 42 U.S.C. Section 1395i-4, and provider-based rural health clinics where the main location of the hospital sponsor is greater than fifty miles from the clinic;

c. The collaborative practice arrangement may allow for geographic proximity to be waived when the arrangement outlines the use of telehealth, as defined in section 191.1145;

d. In addition to the waivers and exemptions provided in this subsection, an application for a waiver for any other reason of any applicable geographic proximity shall be available if a physician is collaborating with an advanced practice registered nurse in excess of any geographic proximity limit. The board of nursing and the state board of registration for the healing arts shall review each application for a waiver of geographic proximity and approve the application if the boards determine that adequate supervision exists between the collaborating physician and the advanced practice registered nurse. The boards shall have forty-five calendar days to review the completed application for the waiver of geographic proximity. If no action is taken by the boards within forty-five days after the submission of the application for a waiver, then the application shall be deemed approved. If the application is denied

by the boards, the provisions of section 536.063 for contested cases shall apply and govern proceedings for appellate purposes; and

e. The collaborating physician is required to maintain documentation related to this requirement and to present it to the state board of registration for the healing arts when requested; and

(c) Provide coverage during absence, incapacity, infirmity, or emergency by the collaborating physician;

(6) A description of the advanced practice registered nurse's controlled substance prescriptive authority in collaboration with the physician, including a list of the controlled substances the physician authorizes the nurse to prescribe and documentation that it is consistent with each professional's education, knowledge, skill, and competence;

(7) A list of all other written practice agreements of the collaborating physician and the advanced practice registered nurse;

(8) The duration of the written practice agreement between the collaborating physician and the advanced practice registered nurse;

(9) A description of the time and manner of the collaborating physician's review of the advanced practice registered nurse's delivery of health care services. The description shall include provisions that the advanced practice registered nurse shall submit a minimum of ten percent of the charts documenting the advanced practice registered nurse's delivery of health care services to the collaborating physician for review by the collaborating physician, or any other physician designated in the collaborative practice arrangement, every fourteen days;

(10) The collaborating physician, or any other physician designated in the collaborative practice arrangement, shall review every fourteen days a minimum of twenty percent of the charts in which the advanced practice registered nurse prescribes controlled substances. The charts reviewed under this subdivision may be counted in the number of charts required to be reviewed under subdivision (9) of this subsection; and

(11) If a collaborative practice arrangement is used in clinical situations where a collaborating advanced practice registered nurse provides health care services that include the diagnosis and initiation of treatment for acutely or chronically ill or injured persons, then the collaborating physician or any other physician designated in the collaborative practice arrangement shall be present for sufficient periods of time, at least once every two weeks, except in extraordinary circumstances that shall be documented, to participate in a chart review and to provide necessary medical direction, medical services, consultations, and supervision of the health care staff.

4. The state board of registration for the healing arts pursuant to section 334.125 and the board of nursing pursuant to section 335.036 may jointly promulgate rules regulating the use of collaborative practice arrangements. Such rules shall be limited to the methods of treatment that may be covered by collaborative practice arrangements and the requirements for review of services provided pursuant to collaborative practice arrangements including delegating authority to prescribe controlled substances. Any rules relating to geographic proximity shall allow a collaborating physician and a collaborating advanced practice registered nurse to practice within two hundred miles by road of one another until

August 28, 2025, if the nurse is providing services in a correctional center, as defined in section 217.010. Any rules relating to dispensing or distribution of medications or devices by prescription or prescription drug orders under this section shall be subject to the approval of the state board of pharmacy. Any rules relating to dispensing or distribution of controlled substances by prescription or prescription drug orders under this section shall be subject to the approval of the department of health and senior services and the state board of pharmacy. In order to take effect, such rules shall be approved by a majority vote of a quorum of each board. Neither the state board of registration for the healing arts nor the board of nursing may separately promulgate rules relating to collaborative practice arrangements. Such jointly promulgated rules shall be consistent with guidelines for federally funded clinics. The rulemaking authority granted in this subsection shall not extend to collaborative practice arrangements of hospital employees providing inpatient care within hospitals as defined pursuant to chapter 197 or population-based public health services as defined by 20 CSR 2150- 5.100 as of April 30, 2008.

5. The state board of registration for the healing arts shall not deny, revoke, suspend or otherwise take disciplinary action against a physician for health care services delegated to a registered professional nurse provided the provisions of this section and the rules promulgated thereunder are satisfied. Upon the written request of a physician subject to a disciplinary action imposed as a result of an agreement between a physician and a registered professional nurse or registered physician assistant, whether written or not, prior to August 28, 1993, all records of such disciplinary licensure action and all records pertaining to the filing, investigation or review of an alleged violation of this chapter incurred as a result of such an agreement shall be removed from the records of the state board of registration for the healing arts and the division of professional registration and shall not be disclosed to any public or private entity seeking such information from the board or the division. The state board of registration for the healing arts shall take action to correct reports of alleged violations and disciplinary actions as described in this section which have been submitted to the National Practitioner Data Bank. In subsequent applications or representations relating to his or her medical practice, a physician completing forms or documents shall not be required to report any actions of the state board of registration for the healing arts for which the records are subject to removal under this section.

6. Within thirty days of any change and on each renewal, the state board of registration for the healing arts shall require every physician to identify whether the physician is engaged in any collaborative practice arrangement, including collaborative practice arrangements delegating the authority to prescribe controlled substances, or physician assistant collaborative practice arrangement and also report to the board the name of each licensed professional with whom the physician has entered into such arrangement. The board shall make this information available to the public. The board shall track the reported information and may routinely conduct random reviews of such arrangements to ensure that arrangements are carried out for compliance under this chapter.

7. Notwithstanding any law to the contrary, a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 shall be permitted to provide anesthesia services without a collaborative practice arrangement provided that he or she is under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed. Nothing in this subsection shall be construed to prohibit or prevent a certified registered nurse anesthetist as defined in subdivision (8) of section 335.016 from entering into a collaborative practice arrangement under this section, except that the

collaborative practice arrangement may not delegate the authority to prescribe any controlled substances listed in Schedules III, IV, and V of section 195.017, or Schedule II - hydrocodone.

8. A collaborating physician shall not enter into a collaborative practice arrangement with more than six full-time equivalent advanced practice registered nurses, full-time equivalent licensed physician assistants, or full-time equivalent assistant physicians, or any combination thereof. This limitation shall not apply to collaborative arrangements of hospital employees providing inpatient care service in hospitals as defined in chapter 197 or population-based public health services as defined by 20 CSR 2150- 5.100 as of April 30, 2008, or to a certified registered nurse anesthetist providing anesthesia services under the supervision of an anesthesiologist or other physician, dentist, or podiatrist who is immediately available if needed as set out in subsection 7 of this section.

9. It is the responsibility of the collaborating physician to determine and document the completion of at least a one-month period of time during which the advanced practice registered nurse shall practice with the collaborating physician continuously present before practicing in a setting where the collaborating physician is not continuously present. This limitation shall not apply to collaborative arrangements of providers of population-based public health services, as defined by 20 CSR 2150- 5.100 as of April 30, 2008, or to collaborative practice arrangements between a primary care physician and a primary care advanced practice registered nurse or a behavioral health physician and a behavioral health advanced practice registered nurse, where the collaborating physician is new to a patient population to which the advanced practice registered nurse is familiar.

10. No agreement made under this section shall supersede current hospital licensing regulations governing hospital medication orders under protocols or standing orders for the purpose of delivering inpatient or emergency care within a hospital as defined in section 197.020 if such protocols or standing orders have been approved by the hospital's medical staff and pharmaceutical therapeutics committee.

11. No contract or other term of employment shall require a physician to act as a collaborating physician for an advanced practice registered nurse against the physician's will. A physician shall have the right to refuse to act as a collaborating physician, without penalty, for a particular advanced practice registered nurse. No contract or other agreement shall limit the collaborating physician's ultimate authority over any protocols or standing orders or in the delegation of the physician's authority to any advanced practice registered nurse, but this requirement shall not authorize a physician in implementing such protocols, standing orders, or delegation to violate applicable standards for safe medical practice established by hospital's medical staff.

12. No contract or other term of employment shall require any advanced practice registered nurse to serve as a collaborating advanced practice registered nurse for any collaborating physician against the advanced practice registered nurse's will. An advanced practice registered nurse shall have the right to refuse to collaborate, without penalty, with a particular physician.

13. (1) The provisions of this section shall not apply to an advanced practice registered nurse who has been in a collaborative practice arrangement for a cumulative two thousand documented hours with a collaborating physician and whose license is in good standing. Any such advanced practice registered nurse shall not be required to enter into or remain in an arrangement in order to practice in this state. Any other provisions of law requiring a collaborative practice arrangement

or delegation shall not be required for an advanced practice registered nurse described in this subsection.

(2) The provisions of this subsection shall not apply to certified registered nurse anesthetists.

(3) Notwithstanding any provision of this section to the contrary, an advanced practice registered nurse applying for licensure by endorsement may demonstrate to the state board of nursing completion of a cumulative two thousand documented hours of practice. Such advanced practice registered nurses shall not be required to enter into a collaborative practice arrangement in order to practice in this state.

335.016. As used in this chapter, unless the context clearly requires otherwise, the following words and terms mean:

(1) “Accredited”, the official authorization or status granted by an agency for a program through a voluntary process;

(2) “Advanced practice registered nurse” or “APRN”, a person who is licensed under the provisions of this chapter to engage in the practice of advanced practice nursing as a certified clinical nurse specialist, certified nurse midwife, certified nurse practitioner, or certified registered nurse anesthetist;

(3) “Approval”, official recognition of nursing education programs which meet standards established by the board of nursing;

(4) “Board” or “state board”, the state board of nursing;

(5) “Certified clinical nurse specialist”, a registered nurse who is currently certified as a clinical nurse specialist by a nationally recognized certifying board approved by the board of nursing;

(6) “Certified nurse midwife”, a registered nurse who is currently certified as a nurse midwife by the American Midwifery Certification Board, or other nationally recognized certifying body approved by the board of nursing;

(7) “Certified nurse practitioner”, a registered nurse who is currently certified as a nurse practitioner by a nationally recognized certifying body approved by the board of nursing;

(8) “Certified registered nurse anesthetist”, a registered nurse who is currently certified as a nurse anesthetist by the Council on Certification of Nurse Anesthetists, the National Board of Certification and Recertification for Nurse Anesthetists, or other nationally recognized certifying body approved by the board of nursing;

(9) “Executive director”, a qualified individual employed by the board as executive secretary or otherwise to administer the provisions of this chapter under the board's direction. Such person employed as executive director shall not be a member of the board;

(10) “Inactive license status”, as defined by rule pursuant to section 335.061;

(11) “Lapsed license status”, as defined by rule under section 335.061;

(12) “Licensed practical nurse” or “practical nurse”, a person licensed pursuant to the provisions of this chapter to engage in the practice of practical nursing;

(13) “Licensure”, the issuing of a license to candidates who have met the requirements specified under this chapter, authorizing the person to engage in the practice of advanced practice, professional, or practical nursing, and the recording of the names of those persons as holders of a license to practice advanced practice, professional, or practical nursing;

(14) “Practice of advanced practice nursing”, the performance for compensation of activities and services consistent with the required education, training, certification, demonstrated competencies, and experiences of an advanced practice registered nurse. **In addition to the practice of professional nursing and within the advanced practice registered nurse role and population focus, the term “practice of advanced practice nursing” shall include:**

(a) Conducting an advanced assessment;

(b) Ordering and interpreting diagnostic procedures;

(c) Establishing primary and differential diagnoses;

(d) Prescribing, ordering, administering, dispensing, and furnishing therapeutic measures;

(e) Delegating and assigning therapeutic measures to assistive personnel;

(f) Consulting with other disciplines and providing referrals to health care agencies, health care providers, and community resources; and

(g) Other acts that require education and training consistent with professional standards and commensurate with the advanced practice registered nurse's education, certification, demonstrated competencies, and experience;

(15) “Practice of practical nursing”, the performance for compensation of selected acts for the promotion of health and in the care of persons who are ill, injured, or experiencing alterations in normal health processes. Such performance requires substantial specialized skill, judgment and knowledge. All such nursing care shall be given under the direction of a person licensed by a state regulatory board to prescribe medications and treatments or under the direction of a registered professional nurse. For the purposes of this chapter, the term “direction” shall mean guidance or supervision provided by a person licensed by a state regulatory board to prescribe medications and treatments or a registered professional nurse, including, but not limited to, oral, written, or otherwise communicated orders or directives for patient care. When practical nursing care is delivered pursuant to the direction of a person licensed by a state regulatory board to prescribe medications and treatments or under the direction of a registered professional nurse, such care may be delivered by a licensed practical nurse without direct physical oversight;

(16) “Practice of professional nursing”, the performance for compensation of any act or action which requires substantial specialized education, judgment and skill based on knowledge and application of principles derived from the biological, physical, social, behavioral, and nursing sciences, including, but not limited to:

(a) Responsibility for the promotion and teaching of health care and the prevention of illness to the patient and his or her family;

(b) Assessment, data collection, nursing diagnosis, nursing care, evaluation, and counsel of persons who are ill, injured, or experiencing alterations in normal health processes;

(c) The administration of medications and treatments as prescribed by a person licensed by a state regulatory board to prescribe medications and treatments;

(d) The coordination and assistance in the determination and delivery of a plan of health care with all members of a health team;

(e) The teaching and supervision of other persons in the performance of any of the foregoing;

(17) “Registered professional nurse” or “registered nurse”, a person licensed pursuant to the provisions of this chapter to engage in the practice of professional nursing;

(18) “Retired license status”, any person licensed in this state under this chapter who retires from such practice. Such person shall file with the board an affidavit, on a form to be furnished by the board, which states the date on which the licensee retired from such practice, an intent to retire from the practice for at least two years, and such other facts as tend to verify the retirement as the board may deem necessary; but if the licensee thereafter reengages in the practice, the licensee shall renew his or her license with the board as provided by this chapter and by rule and regulation.

335.019. 1. An advanced practice registered nurse's prescriptive authority shall include authority to:

(1) Prescribe, dispense, and administer medications and nonscheduled legend drugs, as defined in section 338.330, **and controlled substances, as provided in subsection 2 of section 195.070**, within such APRN's practice and specialty; and

(2) Notwithstanding any other provision of this chapter to the contrary, receive, prescribe, administer, and provide nonscheduled legend drug samples from pharmaceutical manufacturers to patients at no charge to the patient or any other party.

2. In addition to advanced practice registered nurses who have a collaborative practice arrangement, the provisions of subsection 1 of this section shall apply to an advanced practice registered nurse who meets the requirements described in subsection 13 of section 334.104 and is no longer required to hold a collaborative practice arrangement.

3. The board of nursing may grant a certificate of controlled substance prescriptive authority to an advanced practice registered nurse who:

(1) Submits proof of successful completion of an advanced pharmacology course that shall include preceptorial experience in the prescription of drugs, medicines, and therapeutic devices; and

(2) Provides documentation of a minimum of three hundred clock hours preceptorial experience in the prescription of drugs, medicines, and therapeutic devices with a qualified preceptor; and

(3) Provides evidence of a minimum of one thousand hours of practice in an advanced practice nursing category prior to application for a certificate of prescriptive authority. The one thousand hours shall not include clinical hours obtained in the advanced practice nursing education program. The one thousand hours of practice in an advanced practice nursing category may include transmitting a prescription order

orally or telephonically or to an inpatient medical record from protocols developed in collaboration with and signed by a licensed physician; and

[(4)] **(a)** Has a controlled substance prescribing authority delegated in the collaborative practice arrangement under section 334.104 with a physician who has an unrestricted federal Drug Enforcement Administration registration number and who is actively engaged in a practice comparable in scope, specialty, or expertise to that of the advanced practice registered nurse; **or**

(b) Provides documentation of a minimum of two thousand hours of practice in advanced practice nursing, as provided in subsection 13 of section 334.104.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted.

Senator Crawford assumed the Chair.

Senator Black raised a point of order that **SA 3** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Coleman offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 1111, Page 14, Section 210.211, Line 134, by inserting after all of said line the following:

“210.221. 1. The department of elementary and secondary education shall have the following powers and duties:

(1) After inspection, to grant licenses to persons to operate child-care facilities if satisfied as to the good character and intent of the applicant and that such applicant is qualified and equipped to render care or service conducive to the welfare of children. Each license shall specify **its effective dates and whether it is temporary**, the kind of child-care services the licensee is authorized to perform, the number of children that can be received or maintained, and their ages ;

(2) To inspect the conditions of the homes and other places in which the applicant operates a child-care facility, inspect their books and records, premises and children being served, examine their officers and agents, deny, suspend, place on probation or revoke the license of such persons as fail to obey the provisions of sections 210.201 to 210.245 or the rules and regulations made by the department of elementary and secondary education. The commissioner also may revoke or suspend a license when the licensee surrenders the license;

(3) To promulgate and issue rules and regulations the department deems necessary or proper in order to establish standards of service and care to be rendered by such licensees to children. No rule or regulation promulgated by the department shall in any manner restrict or interfere with any religious instruction, philosophies or ministries provided by the facility and shall not apply to facilities operated by religious organizations which are not required to be licensed;

(4) To approve training concerning the safe sleep recommendations of the American Academy of Pediatrics in accordance with section 210.223; [and]

(5) To determine what records shall be kept by such persons and the form thereof, and the methods to be used in keeping such records, and to require reports to be made to the department at regular intervals; and

(6) To grant a temporary child care license to a child care provider upon submission of a complete license application to expand an existing site or to add a new location; provided, that the child care provider also submits an approved fire safety inspection and an approved sanitation inspection for the site being expanded or added.

2. Any child-care facility may request a variance from a rule or regulation promulgated pursuant to this section. The request for a variance shall be made in writing to the department of elementary and secondary education and shall include the reasons the facility is requesting the variance. The department shall approve any variance request that does not endanger the health or safety of the children served by the facility. The burden of proof at any appeal of a disapproval of a variance application shall be with the department of elementary and secondary education. Local inspectors may grant a variance, subject to approval by the department of elementary and secondary education.

3. The department shall deny, suspend, place on probation or revoke a license if it receives official written notice that the local governing body has found that license is prohibited by any local law related to the health and safety of children. The department may deny an application for a license if the department determines that a home or other place in which an applicant would operate a child-care facility is located within one thousand feet of any location where a person required to register under sections 589.400 to 589.425 either resides, as that term is defined in subsection 3 of section 566.147, or regularly receives treatment or services, excluding any treatment or services delivered in a hospital, as that term is defined in section 197.020, or in facilities owned or operated by a hospital system. The department may, after inspection, find the licensure, denial of licensure, suspension or revocation to be in the best interest of the state.

4. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in sections 210.201 to 210.245 shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. All rulemaking authority delegated prior to August 28, 1999, is of no force and effect and repealed. Nothing in this section shall be interpreted to repeal or affect the validity of any rule filed or adopted prior to August 28, 1999, if it fully complied with all applicable provisions of law. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 1999, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Having voted on the prevailing side, Senator Coleman moved that the vote by which **SA 4** was adopted be reconsidered, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Black	Carter	Cierpiot	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Gannon	Koenig	Luetkemeyer
May	McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo
Roberts	Rowden	Schroer	Thompson Rehder	Trent	Williams—27	

NAYS—Senators—None

Absent—Senators

Bernskoetter	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Hoskins	Hough	Washington—7
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Absent with leave—Senators—None

Vacancies—None

At the request of Senator Coleman, **SA 4** was withdrawn.

Senator Schroer raised a point of order that **SS** for **SB 1111** goes beyond the scope of the underlying bill.

Senator Bean assumed the Chair.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Black moved that **SS** for **SB 1111**, as amended, be adopted, which motion prevailed.

On motion of Senator Black, **SS** for **SB 1111**, as amended, was declared perfected and ordered printed.

Senator Crawford moved that **SB 834**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 834**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 834

An Act to amend chapter 375, RSMo, by adding thereto one new section relating to the disposition of certain reinsurance contracts.

Was taken up.

Senator Crawford moved that **SCS** for **SB 834** be adopted.

Senator Crawford offered **SS** for **SCS** for **SB 834**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 834

An Act to repeal section 374.190, RSMo, and to enact in lieu thereof five new sections relating to reinsurance and examinations of insurance companies.

Senator Crawford moved that **SS** for **SCS** for **SB 834** be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **SCS** for **SB 834** was declared perfected and ordered printed.

At the request of Senator Schroer, **SB 903** was placed on the Informal Calendar.

Senator Trent moved that **SB 1359** be taken up for perfection, which motion prevailed.

Senator Trent offered **SS** for **SB 1359**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1359

An Act to repeal section 374.190, RSMo, and to enact in lieu thereof five new sections relating to reinsurance and examinations of insurance companies.

Senator Trent moved that **SS** for **SB 1359** be adopted, which motion prevailed.

On motion of Senator Trent, **SS** for **SB 1359** was declared perfected and ordered printed.

Senator Crawford moved that **SB 835**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 835**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 835

An Act to repeal sections 95.280, 95.285, 95.355, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof four new sections relating to financial institutions.

Was taken up.

Senator Crawford moved that **SCS** for **SB 835** be adopted.

Senator Crawford offered **SS** for **SCS** for **SB 835**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 835

An Act to repeal sections 30.753, 95.280, 95.285, 95.355, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof six new sections relating to financial institutions.

Senator Crawford moved that **SS** for **SCS** for **SB 835** be adopted.

Senator Schroer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 1, In the Title, Line 5, by inserting after “institutions” the following: “, with an emergency clause for a certain section”; and

Further amend said bill and page, section A, line 5, by inserting after all of said line the following:

“99.657. 1. Any land clearance for redevelopment authority (LCRA) that exercises the power of eminent domain to acquire any qualified property pursuant to this chapter or chapter 523 shall be subject to the provisions of this section. As used in this section, the term “qualified property” shall mean any parcel or parcels of real property:

(1) Included at the time of acquisition within a Missouri qualified census tract area, as designated by the United States Department of Housing and Urban Development under 26 U.S.C. Section 42, or within a “distressed community” as that term is defined in section 135.530;

(2) Subject to a mortgage or deed of trust securing a loan to acquire or develop the qualified property and other real property within a distressed community; and

(3) When considered alone or with the acquisition by the LCRA of other property encumbered by the mortgage of the qualified property, comprises twenty percent or more of:

(a) The real property encumbered by the mortgage;

(b) The largest contiguous assemblage of real property encumbered by the mortgage; or

(c) The total fair market value of the real property encumbered by the mortgage.

2. In any action initiated by any LCRA to acquire qualified property by eminent domain, the LCRA shall pay to the holder of the mortgage of the qualified property the amount by which the entire amount due and owing for principal and interest under the mortgage exceeds the final award adjudicated for the qualified property pursuant to a petition in condemnation or eminent domain to acquire the qualified property.”; and

Further amend said bill, page 22, section 95.355, line 19, by inserting after all of said line the following:

“Section B. Because of the need to protect the public health, safety, or welfare from insanitary and unsafe conditions of blighted areas, the enactment of section 99.657 of this act is deemed necessary for the immediate preservation of the public health, welfare, peace, and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and the enactment of section 99.657 of this act shall be in full force and effect upon its passage and approval.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted.

Senator Rowden assumed the Chair.

Senator May offered SA 1 to SA 1:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 2, Section 99.657, Line 35, by inserting after the word “property.” the following:

“3. The provisions of this section shall not apply to any LCRA in any city not within a county.”.

Senator May moved that the above amendment be adopted.

At the request of Senator Schroer, SA 1 was withdrawn, rendering SA 1 to SA 1 moot.

Senator Eigel offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 1, In the Title, Line 5, by striking “institutions” and inserting in lieu thereof the following: “transactions”; and

Further amend said bill, page 2, section 30.753, line 41, by inserting after all of said line the following:

“34.710. 1. The state, any agency of the state, any political subdivision of the state, or any instrumentality thereof, when engaged in procuring or letting contracts for any purpose shall ensure that bidders, offerors, contractors, or subcontractors are not discriminated against or given preferential treatment based on an environmental, social, and governance score.

2. For purposes of this section, the term “environmental, social, and governance score” means an evaluation conducted by an entity that takes into consideration one or more of the following:

- (1) The use of energy and raw materials by the bidder, offeror, contractor, or subcontractor;**
- (2) Whether the bidder, offeror, contractor, or subcontractor spends funds on social welfare or makes charitable donations;**
- (3) The environmental policies of the bidder, offeror, contractor, or subcontractor; and**
- (4) The information transparency of the bidder, offeror, contractor, or subcontractor.”; and**

Further amend said bill, page 4, section 110.075, line 57, by inserting after all of said line the following:

“347.800. 1. No limited liability company registered pursuant to this chapter shall be discriminated against or given preferential treatment based on an environmental, social, and governance score.

2. For purposes of this section, the term “environmental, social, and governance score” means an evaluation conducted by an entity that takes into consideration one or more of the following:

- (1) The use of energy and raw materials by the limited liability company;**
- (2) Whether the limited liability company spends funds on social welfare or makes charitable donations;**
- (3) The environmental policies of the limited liability company; and**
- (4) The information transparency of the limited liability company.**

351.018. 1. No corporation registered pursuant to this chapter shall be discriminated against or given preferential treatment based on an environmental, social, and governance score.

2. For purposes of this section, the term “environmental, social, and governance score” means an evaluation conducted by an entity that takes into consideration one or more of the following:

- (1) The use of energy and raw materials by the corporation;**
- (2) Whether the corporation spends funds on social welfare or makes charitable donations;**
- (3) The environmental policies of the corporation; and**
- (4) The information transparency of the corporation.”; and**

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Fitzwater assumed the Chair.

Senator Arthur offered **SA 1 to SA 2:**

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 2, Lines 26-58, by striking all of said lines from the amendment.

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator Black assumed the Chair.

Senator Beck offered **SA 2 to SA 2:**

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 2

Amend Senate Amendment No. 2 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 1, Section 34.710, Line 10, by striking “contractors, or subcontractors” and inserting in lieu thereof the following: **“or vendors”**; and further amend line 18, by striking “contractor, or subcontractor” and inserting in lieu thereof the following: **“or vendor”**; and further amend lines 19-20, by striking “contractor, or subcontractor” and inserting in lieu thereof the following: **“or vendor”**; and further amend line 21, by inserting at the end of said line the following: **“and”**; and further amend lines 23-25, by striking all of said lines and inserting in lieu thereof the following: **“or vendor.”**; and”.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Eigel moved that **SA 2**, as amended, be adopted, which motion prevailed.

Senator Brattin offered **SA 3:**

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 2, Section 30.753, Line 41, by inserting after all of said line the following:

“34.700. 1. A public entity shall not:

- (1) Accept a payment using central bank digital currency; or**
- (2) Participate in any test of central bank digital currency by any Federal Reserve branch.**

2. For purposes of this section, the following terms mean:

(1) “Central bank digital currency”, a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is made directly available to a consumer by such entities. The term includes a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is processed or validated directly by such entities;

(2) “Public entity”, the state of Missouri or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state created by or in accordance with state law or regulations.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Fitzwater assumed the Chair.

Senator Eigel offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 1, In the Title, Line 5, by striking “institutions” and inserting in lieu thereof the following: “transactions”; and

Further amend said bill, page 4, section 110.075, line 57, by inserting after all of said line the following:

“143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on

indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan;
- (i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist;

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state; [and]

(13) One hundred percent of any federal grant moneys received for the purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access; **and**

(14) For all tax years beginning on or after January 1, 2025, the portion of capital gain on the sale or exchange of specie, as that term is defined in section 408.010, that are otherwise included in the taxpayer's federal adjusted gross income.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, “qualified health insurance premium” means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) “Beginning farmer”, a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) "Farm owner", an individual who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

a. A sale to a beginning farmer;

b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) "Qualified family member", an individual who is related to a farm owner within the fourth degree by blood, marriage, or adoption and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner's farming operation.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

a. For the first two million dollars received, one hundred percent;

b. For the next one million dollars received, eighty percent;

c. For the next one million dollars received, sixty percent;

d. For the next one million dollars received, forty percent; and

e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection.

408.010. [The silver coins of the United States are hereby declared a] **1. This section shall be known and may be cited as the “Constitutional Money Act”.**

2. Specie legal tender and electronic currency shall be accepted as legal tender[, at their par value, fixed by the laws of the United States, and shall be receivable in] **for payment of all public debts**[, public or private,] hereafter contracted in the state of Missouri[; provided, however, that no person shall have the right to pay, upon any one debt, dimes and half dimes to an amount exceeding ten dollars, or of twenty and twenty-five cent pieces exceeding twenty dollars] **and may be accepted as payment for all private debts hereafter contracted in the state of Missouri, in the discretion of the receiving entity.**

3. The state of Missouri shall accept specie legal tender and electronic currency as payment for any debt, tax, fee, or obligation owed. Costs incurred in the course of verification of the weight and purity of any specie legal tender or electronic currency during any such transaction shall be borne by the receiving entity.

4. Except as expressly provided by contract, no person or entity shall be required to use specie legal tender or electronic currency in the payment of any debt and nothing in this section shall prohibit the use of federal reserve notes in the payment of any debt.

5. Under no circumstance shall the state of Missouri or any department, agency, court, political subdivision, or instrumentality thereof:

(1) Seize from any person any specie legal tender or electronic currency that is owned by such person, except as otherwise provided in section 513.607. Any person whose specie legal tender or

electronic currency is seized in violation of this subdivision shall have a cause of action in a court of competent jurisdiction, with any successful such action resulting in the award of attorney's fees;

(2) Enforce or attempt to enforce any federal acts, laws, executive orders, administrative orders, rules, regulations, statutes, or ordinances infringing on the right of a person to keep and use specie legal tender and electronic currency as provided in this section;

(3) Restrict in any way the ability of a person or financial institution to acquire specie legal tender or electronic currency or use specie legal tender or electronic currency in transactions; or

(4) Enact any law discriminating or favoring one means of legal tender in the course of a transaction over another means of legal tender.

6. For purposes of this section, the following terms mean:

(1) "Bullion", refined precious metal, limited to gold and silver only, in any shape or form, with uniform content and purity, including, but not limited to, coins, rounds, bars, ingots, and any other products, that are:

(a) Stamped or imprinted with the weight and purity of the precious metal that it contains; and

(b) Valued primarily based on its metal content and not on its form and function;

(2) "Electronic currency", a representation of actual gold and silver, specie, and bullion held in a depository account, which may be transferred by electronic instruction. Such representation shall reflect the exact unit of physical specie or gold and silver bullion in the depository account in its fractional troy ounce measurement as provided in this section;

(3) "Legal tender", a recognized medium of exchange for the payment of debts, public charges, taxes or dues that is:

(a) Authorized by the United States Congress pursuant to Article I section 8 of the United States Constitution; or

(b) Authorized by Missouri law pursuant to Article I, section 10 of the United States Constitution;

(4) "Precious metal", gold or silver;

(5) "Specie", bullion fabricated into products of uniform shape, size, design, content, weight, and purity that are suitable for or customarily used as currency, as a medium of exchange, or as the medium for purchase, sale, storage, transfer, or delivery of precious metals in retail or wholesale transactions;

(6) "Specie legal tender", includes any of the following:

(a) Specie coin issued by the Federal Government at any time; and

(b) Any other specie."; and

Further amend said bill, page 22, section 99.355, line 19, by inserting after all of said line, the following:

“Section B. If any provision of Section A or the application thereof to anyone or to any circumstance is held invalid, the remainder of those sections and the application of such provisions to others or other circumstances shall not be affected thereby.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Crawford moved that **SS** for **SCS** for **SB 835**, as amended, be adopted, which motion prevailed.

On motion of Senator Crawford, **SS** for **SCS** for **SB 835**, as amended, was declared perfected and ordered printed.

Senator Eslinger moved that **SB 872**, with **SS** and **SA 1** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 1 was again taken up.

At the request of Senator Eslinger, **SS** for **SB 872** was withdrawn, rendering **SA 1** moot.

Senator Eslinger offered **SS No. 2** for **SB 872**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 872

An Act to repeal sections 67.2677, 67.5122, and 143.121, RSMo, and to enact in lieu thereof four new sections relating to the taxation of utility infrastructure.

Senator Eslinger moved that **SS No. 2** for **SB 872** be adopted, which motion prevailed.

On motion of Senator Eslinger, **SS No. 2** for **SB 872** was declared perfected and ordered printed.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred, **SS** for **SB 1359**, **SS** for **SCS** for **SB 834**, and **SS** for **SCS** for **SJR 50**, begs leave to report that it has examined the same and finds that the bills and joint resolution have been truly perfected and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 21**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 27**, begs leave to report that it has considered the same and recommends that the concurrent resolutions do pass.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SCR 24** and **SCR 25**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

SENATE COMMITTEE SUBSTITUTE FOR
SENATE CONCURRENT RESOLUTIONS NOS. 24 and 25

Whereas, on October 7, 2023, the terrorist organization Hamas launched an unprovoked attack on Israeli civilians; and

Whereas, innocent men, women, and children have been captured and killed by Hamas terrorists, including American citizens; and

Whereas, Israel declared war against Hamas on Sunday, October 8, 2023; and

Whereas, Israel and the United States of America are close friends and allies thanks to the 75-year partnership between our two countries, built on mutual interests and shared democratic values:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred Second General Assembly, Second Regular Session, the House of Representatives concurring therein, hereby urge the United States Congress to offer full and unequivocal support of Israel financially and otherwise for as long as it takes for Israel to bring justice in light of the unprovoked attacks on innocent Israeli civilians; and

Be It Further Resolved that the Secretary of the Missouri Senate be instructed to prepare properly inscribed copies of this resolution for each member of the Missouri Congressional delegation.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2432, 2482, and 2543**, entitled:

An Act to repeal section 137.1050, RSMo, and to enact in lieu thereof one new section relating to local homestead property tax credits.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2142**, entitled:

An Act to repeal section 143.121, RSMo, and to enact in lieu thereof one new section relating to a tax deduction for broadband grant funds.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2628** and **2603**, entitled:

An Act to repeal sections 407.1095, 407.1098, 407.1101, and 407.1104, RSMo, and to enact in lieu thereof six new sections relating to electronic communications, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1948, 2066, 1721, and 2276**, entitled:

An Act to repeal sections 301.218, 407.300, 415.415, 570.030, and 578.100, RSMo, and to enact in lieu thereof seven new sections relating to commercial activity, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2274**, entitled:

An Act to repeal section 143.071, RSMo, and to enact in lieu thereof one new section relating to corporate income taxes.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2227**, entitled:

An Act to repeal sections 210.560, 211.221, 568.060, and 578.421, RSMo, and to enact in lieu thereof four new sections relating to the protection of children, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1516**, entitled:

An Act to amend chapter 92, RSMo, by adding thereto one new section relating to earnings tax.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1413**, entitled:

An Act to repeal section 302.181, RSMo, and to enact in lieu thereof one new section relating to driver's and nondriver's licenses for United States citizens.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2626** and **1918**, entitled:

An Act to repeal section 208.152, RSMo, and to enact in lieu thereof one new section relating to MO HealthNet coverage of hearing-related devices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1692** and **1748**, entitled:

An Act to repeal sections 558.019, 575.150, 575.200, and 610.140, RSMo, and to enact in lieu thereof four new sections relating to offenses involving arrests, stops, and detentions, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1746**, entitled:

An Act to repeal sections 67.5122, 137.010, 137.080, 137.115, 137.122, 204.300, 204.610, 386.895, 393.320, 393.1030, 393.1400, 393.1506, 393.1700, and 640.144, RSMo, and to enact in lieu thereof sixteen new sections relating to utilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2170**, entitled:

An Act to amend chapter 620, RSMo, by adding thereto seven new sections relating to rural economic development.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2082**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to health care benefits provided by certain organizations.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2320**, entitled:

An Act to amend chapter 10, RSMo, by adding thereto one new section relating to the live entertainment capital of Missouri.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 1483**, entitled:

An Act to repeal sections 67.3000 and 67.3005, RSMo, and to enact in lieu thereof two new sections relating to tax credits for sporting events.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HBs 1900, 1591, and 2515**, entitled:

An Act to amend chapter 160, RSMo, by adding thereto one new section relating to discriminatory practices.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HRB 1**, entitled:

An Act to repeal sections 21.851, 32.088, 67.5125, 86.353, 99.1205, 100.260, 103.003, 103.005, 103.047, 103.083, 103.089, 103.095, 103.141, 103.175, 103.178, 104.352, 105.721, 130.034, 135.204, 135.276, 135.277, 135.279, 135.281, 135.283, 135.313, 135.530, 135.545, 135.546, 135.680, 135.682, 135.710, 135.766, 135.800, 135.980, 136.450, 142.1000, 143.173, 143.732, 143.1008, 143.1009, 143.1013, 143.1014, 143.1017, 143.1027, 143.1100, 160.405, 161.825, 161.1055, 167.225, 167.950, 171.034, 172.287, 173.196, 173.236, 173.680, 173.2510, 178.697, 184.350, 184.351, 184.352, 184.353, 184.355, 184.357, 184.359, 184.362, 184.384, 190.450, 191.211, 191.425, 191.828, 191.831, 191.950, 191.1075, 191.1080, 191.1085, 192.926, 199.020, 208.244, 208.471, 208.482, 208.627, 210.154, 210.1030, 215.263, 217.147, 217.151, 227.817, 260.900, 260.905, 260.910, 260.915, 260.920, 260.925, 260.930, 260.935, 260.940, 260.945, 260.950, 260.955, 260.960, 260.965, 301.140, 301.190, 301.213, 301.562, 313.270, 319.140, 320.092, 320.093, 332.304, 332.305, 334.153, 334.1135, 338.320, 374.007, 393.1072, 394.120, 414.407, 454.433, 454.470, 454.490, 454.849, 476.1000, 488.426, 559.117, 595.202, 620.570, 620.1020, 620.1910, 620.2020, 620.2100, 620.2600, 630.717, 633.420, and 640.030, RSMo, and section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house bill no. 1415, ninety-ninth general assembly, second regular session, and to enact in lieu thereof forty-nine new sections for the sole purpose of repealing expired, terminated, sunset, and obsolete statutes.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1533**, entitled:

An Act to repeal sections 337.600, 337.604, 337.615, 337.627, 337.644, and 337.645, RSMo, and to enact in lieu thereof seven new sections relating to social workers.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1870**, entitled:

An Act to repeal section 292.606, RSMo, and to enact in lieu thereof one new section relating to certain fees collected by the Missouri emergency response commission.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2084**, entitled:

An Act to repeal section 182.645, RSMo, and to enact in lieu thereof one new section relating to consolidated public library districts.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1777, 2203, 2059, and 2502**, entitled:

An Act to repeal sections 208.247, 491.075, 492.304, 558.019, 558.041, 566.030, 566.060, 566.125, and 566.210, RSMo, and to enact in lieu thereof thirteen new sections relating to certain offenders.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Rowden referred **SS No. 2** for **SB 862**, **SS** for **SCS** for **SBs 894 and 825**, and **HB 1488** to the Committee on Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Beck introduced to the Senate, former Senator, Gina Walsh; Crestwood Elementary School Girl Scout Troop 483 leaders, Dixie DeFosset; and Lauren Butz; and 4th grade girls, St. Louis.

Senator Bean introduced to the Senate, Butch Anderson; Vince Lampe; Dennis Legrand, Poplar Bluff; and Jason, Megan, Sloan, and Cooper Scherer, Kennett; and Sloan and Cooper were made honorary pages.

Senator Carter introduced to the Senate, Ryan Melton; Michael Landis, Joplin; and Ben Thomas, Trenton; Dennis McDonald, Galt; Russ Monchil, Cameron; Freddie Keaton, Salem; Larry Urton, Trenton; Ken Wolken, California; Estella Osheen, Newton; and Lawrence Haper, Newton; and Leadership Joplin.

Senator Eigel introduced to the Senate, Larry Vanhouten; and Jim Sherard.

Senator Crawford introduced to the Senate, Preteen Miss Princess of America, Matti Darnell; and her parents, Matt and Breann, Buffalo.

Senator Williams introduced to the Senate, Recording Academy Chapter President, Carl Napa; Karen Bliznik; Gary Pierson; and Reid Wick.

Senator Razer introduced to the Senate, Leadership South Kansas City.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FORTY-FIRST DAY–THURSDAY, MARCH 28, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 1569
HCS for HJR 68 & 79
HB 2287-Christofanelli
HB 2111-Christofanelli
HCS for HBs 2322 & 1774
HB 2282-Lovasco
HB 2385-Keathley
HCS for HB 2431
HB 1751-Haffner
HB 1518-Hudson
HCS for HB 2352
HCS for HB 2279
HB 1486-Shields
HB 1604-Hinman
HB 1713-Schnelting
HCS for HB 2065
HB 1496-Griffith
HCS HBs 2432, 2482 & 2543
HB 2142-Baker

HCS for HBs 2628 & 2603
HCS for HBs 1948, 2066, 1721 & 2276
HB 2274-Smith (155)
HCS for HB 2227
HB 1516-Murphy
HCS for HB 1413
HCS for HBs 2626 & 1918
HCS for HBs 1692 & 1748
HCS for HB 1746
HB 2170-Gregory
HB 2082-Gregory
HB 2320-Seitz
HCS for HB 1483
HCS for HBs 1900, 1591 & 2515
HCS for HRB 1
HCS for HB 1533
HB 1870-Taylor (48)
HB 2084-Banderman
HCS for HBs 1777, 2203, 2059 & 2502

THIRD READING OF SENATE BILLS

SS#2 for SB 862-Thompson Rehder
(In Fiscal Oversight)
SS for SCS for SBs 894 &
825-Fitzwater (In Fiscal Oversight)

SS for SB 1359-Trent
SS for SCS for SB 834-Crawford
SS for SCS for SJR 50-Koenig

SENATE BILLS FOR PERFECTION

- | | |
|------------------------------------|--------------------------------------|
| 1. SB 845-Bernskoetter | 16. SB 890-Mosley |
| 2. SB 900-Black | 17. SB 1296-O'Laughlin |
| 3. SJR 78-Brown (26) | 18. SB 844-Bernskoetter |
| 4. SB 1351-Luetkemeyer, with SCS | 19. SB 768-Thompson Rehder, with SCS |
| 5. SB 782-Bean, with SCS | 20. SB 1266-Luetkemeyer, with SCS |
| 6. SB 898-Black | 21. SB 1379-Arthur |
| 7. SB 734-Eigel, with SCS | 22. SB 1362-Crawford |
| 8. SB 735-Eigel and Moon, with SCS | 23. SB 1155-Mosley |
| 9. SB 1036-Razer, with SCS | 24. SB 1326-McCreery |
| 10. SB 1391-Luetkemeyer, with SCS | 25. SB 1277-Black |
| 11. SB 751-Brown (16) | 26. SB 884-Roberts, with SCS |
| 12. SB 757-O'Laughlin, with SCS | 27. SB 1393-O'Laughlin |
| 13. SB 936-Bernskoetter, with SCS | 28. SB 907-Carter |
| 14. SB 1388-Razer | 29. SB 869-Moon, et al |
| 15. SB 1422-Black, with SCS | 30. SB 1029-Moon |

HOUSE BILLS ON THIRD READING

HCS for HB 2634 (Coleman)

HB 1488-Shields (Arthur) (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 739-Cierpiot | SB 830-Rowden, with SS, SA 2 & point of order (pending) |
| SB 740-Cierpiot, with SCS | SB 847-Hough, with SCS, SS for SCS & SA 1 (pending) |
| SB 742-Arthur, with SS (pending) | SB 848-Hough |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 850-Brown (16) |
| SB 748-Hough | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 903-Schroer |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 964-Razer, with SS & SA 5 (pending) |
| SB 772-Gannon | SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending) |
| SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending) | SB 1199-Trent |
| SB 801-Fitzwater, with SCS | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending) | |
| SB 818-Brown (26) and Coleman, with SS & SA 2 (pending) | |

SB 1375-Eslinger

SB 1392-Trent

CONSENT CALENDAR

Senate Bills

Reported 3/14

SB 1453-Brown (16)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 21-O'Laughlin
SCRs 24 & 25-Coleman, with SCS

SCR 27-Arthur

✓

Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIRST DAY - THURSDAY, MARCH 28, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

“But he was pierced for our transgressions, he was crushed for our iniquities; the punishment that brought us peace was on him, and by his wounds we are healed.” (Isaiah 53:5 NIV)

Heavenly Father, as we conclude this week’s work and prepare to go home for the weekend, we remember that both Good Friday and Easter Sunday lie before us. We thank You for the grace You have shown us through Your Son. We ask that You would protect us as we travel and give us peace as we are with our families. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Razer—1

Vacancies—None

RESOLUTIONS

Senator May offered Senate Resolution No. 829, regarding Eagle Scout John Wesley Posey, St. Louis, which was adopted.

Senator Rizzo offered Senate Resolution No. 830, regarding Bri Thurmon, which was adopted.

Senator Black offered Senate Resolution No. 831, regarding Terry Hopkins, Maryville, which was adopted.

Senator Black offered Senate Resolution No. 832, regarding Carol Bunse, Cosby, which was adopted.

Senator Black offered Senate Resolution No. 833, regarding Mary Ann Pardo, Big Lake, which was adopted.

Senator Fitzwater offered Senate Resolution No. 834, regarding Margie Hagenhoff, Holts Summit, which was adopted.

CONCURRENT RESOLUTIONS

Senators Moon, Eigel, Carter, and Schroer offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 36

Whereas, American farmers and ranchers raise the best meat in the world; and

Whereas, Americans should have the right to knowingly buy made-in-America products; and

Whereas, American farmers, ranchers, workers, and consumers benefit from transparency on the origins of their food; and

Whereas, consumers have repeatedly and overwhelmingly expressed their support for country of origin labeling of food products in the United States; and

Whereas, in 2008, the United States Congress overwhelmingly passed mandatory country of origin labeling for muscle cuts and ground meat sold at retail, requiring meat produced from imported livestock or imported boxed meat to bear a different label from meat produced from United States born, raised, and slaughtered livestock; and

Whereas, trade groups and the organizations representing multinational meat packers worked predominantly with Canada, as well as Mexico, to bring a World Trade Organization case against the United States for the removal of the country of origin labeling requirements; and

Whereas, in 2015, the United States Congress repealed the country of origin labeling law for beef and pork, reducing the competitive advantage of products born, raised, and slaughtered in the United States; and

Whereas, the United States has the highest food safety standards in the world, while other countries place less emphasis on food safety; and

Whereas, foreign commodities like beef and pork are misleadingly labeled "Product of the USA" if they are processed or packed in the United States; and

Whereas, country of origin labeling gives producers and consumers the ability to distinguish true American products from foreign imported meat; and

Whereas, technological advancements make it possible to accurately and efficiently identify the origins of beef and pork without costly separation of imported and domestic commodities; and

Whereas, country of origin labeling is good for farmers, ranchers, workers, and meat packers because it allows them to identify their products as born, raised, and slaughtered in the United States; and

Whereas, the Missouri General Assembly supports American products, and consumers deserve the right to know the origins of their food:

Now Therefore Be It Resolved that the members of the Missouri Senate, One Hundred Second General Assembly, second Regular Session, the House of Representatives concurring therein, hereby support the right of consumers to know the origins of their food, support the use of country of origin labels, and urge the United States Congress to reinstate mandatory country of origin labeling; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare properly inscribed copies of this resolution for each member of Missouri's Congressional delegation.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SB 872**, **SS** for **SB 1111**, and **SS** for **SCS** for **SB 835** begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Crawford, Chair of the Committee on Insurance and Banking, submitted the following reports:

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 753**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **SB 826**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Insurance and Banking, to which was referred **HB 1803**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following reports:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 789**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **SB 829**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Arthur, Chair of the Committee on Progress and Development, submitted the following reports:

Mr. President: Your Committee on Progress and Development, to which was referred **SB 969**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Progress and Development, to which was referred **SB 1099**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Hough, Chair of the Committee on Appropriations, submitted the following report:

Mr. President: Your Committee on Appropriations, to which was referred **HCS for HB 2016**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following reports:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1468**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1200**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **SB 1070**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Black, Chair of the Committee on Veterans, Military Affairs and Pensions, submitted the following report:

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **HB 1495**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Eslinger, Chair of the Committee on Governmental Accountability, Senator Brown (26) submitted the following reports:

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 817**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Governmental Accountability, to which was referred **SB 1340**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Fitzwater assumed the Chair.

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Todd Hays, Independent, and Ed Adams, Republican, as members of the State Fair Commission;

Also,

Chelsea Landgraf as a member of the Drug Utilization Review Board; and

Madeline Romious, as a member of the Kansas City Board of Police Commissioners.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Rowden moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

President Pro Tem Rowden assumed the Chair.

REPORTS OF SELECT COMMITTEES

Senator Trent, Chair of the Committee on Select Committee on Empowering Missouri Parents and Children, submitted the following reports:

Mr. President: Your Committee on Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 819**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Select Committee on Empowering Missouri Parents and Children, to which was referred **SB 812**, begs leave to report that it has considered the same and recommends that the bill do pass.

CONCURRENT RESOLUTIONS

SCR 21, introduced by Senator O'Laughlin, entitled:

Relating to hypertrophic cardiomyopathy awareness day.

Was taken up.

On motion of Senator O'Laughlin, **SCR 21** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

NAYS—Senators—None

Absent—Senator Eslinger—1

Absent with leave—Senator Razer—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator O'Laughlin, title to the concurrent resolution was agreed to.

Senator O'Laughlin moved that the vote by which the concurrent resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator Coleman moved that **SCRs 24** and **25**, with **SCS**, be taken up for adoption, which motion prevailed.

SCS for SCRs 24 and 25 was taken up.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Committee Substitute for Senate Concurrent Resolutions Nos. 24 and 25, as it appears on Page 582 of the Senate Journal for Wednesday, March 27, 2024, Line 11 of said journal page, by inserting after all of said line the following:

“Whereas, Israel has been granted her lands under and through the oldest deed, as recorded in the Torah or Old Testament, a tome of scripture held sacred and revered by Jews and Christians alike; and

Whereas, Missouri recognizes the claim and presence of the Jewish people in Israel that has remained constant throughout the past four thousand years; and

Whereas, Missouri recognizes Israel's declared independence and self-governance that began on May 14, 1948, with the goal of reestablishing its legally recognized lands as a homeland for the Jewish people; and

Whereas, Missouri's son, U.S. President Harry S. Truman, was the first world leader to officially recognize Israel as a legitimate Jewish state on May 14, 1948, only eleven minutes after its creation; and

Whereas, Missouri agrees with and supports the U.S. presidential decision on December 6, 2017, to recognize Jerusalem as the eternal capital of Israel; and

Whereas, the United States of America and the state of Missouri have enjoyed a close and mutually beneficial relationship with Israel and its people; and

Whereas, Israel is a great friend and ally of the United States of America in the Middle East; and”; and further amend line 14, by inserting after all of said line the following:

“Whereas, Missouri aims to express solidarity with the people of Israel in its fight against terrorism; and

Whereas, civilian casualties are a concern in any conflict, and holding those responsible for such casualties accountable is a shared value; and

Whereas, Missouri acknowledges Israel's sovereign right and duty to defend its citizens and therefore to prosecute the war until the threat posed by Hamas and other terrorist organizations is eradicated; and

Whereas, Israel has a long history of standing in strong support of the United States, its people, and its democratic values, in stark contrast to the extremist regimes that are providing financing and other support for the terrorist organizations that threaten Israel; and”; and

Further amend line 18, by inserting after “hereby” the following: “commend Israel for its cordial and mutually beneficial relationship with the United States of America and the state of Missouri since 1948 and believe that the relationship shall continue to strengthen and be valued in this state and in this country, in all its dimensions; and

Be It Further Resolved that the General Assembly supports Israel's right to exist and recognizes Jerusalem as the eternal capital of Israel; and

Be It Further Resolved that the General Assembly stands in unequivocal support of Israel in its efforts to defend its citizens and eliminate the threat posed by Hamas and other terrorist organizations, including Islamic Jihad; and

Be It Further Resolved that the General Assembly supports Israel's inalienable right to prosecute the war until the threat posed by Hamas and other terrorist organizations is eradicated, with the hope for a swift and just resolution to the conflict; and

Be It Further Resolved that the General Assembly”; and further amend said line by striking “urge” and inserting in lieu thereof the following: “urges”; and further amend line 22, by inserting after “delegation” the following: “and the Israeli Consulate General to the Midwest in Miami, Florida”.

Senator Eigel moved that the above amendment be adopted, which motion prevailed.

Senator Coleman moved that **SCS** for **SCRs 24** and **25**, as amended, be adopted, which motion prevailed.

On motion of Senator Coleman, **SCRs 24** and **25**, as amended by the **SCS**, was adopted by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	Moon	Mosley
O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington	Williams—30					

NAYS—Senators—None

Absent—Senators

Arthur Eslinger McCreery—3

Absent with leave—Senator Razer—1

Vacancies—None

SCR 27, introduced by Senator Arthur, entitled:

Relating to SCN2A awareness day.

Was taken up.

On motion of Senator Arthur, **SCR 27** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

NAYS—Senators—None

Absent—Senator Eslinger—1

Absent with leave—Senator Razer—1

Vacancies—None

The President declared the concurrent resolution passed.

On motion of Senator Arthur, title to the concurrent resolution was agreed to.

Senator Arthur moved that the vote by which the concurrent resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SB 1453, introduced by Senator Brown (16), entitled:

An Act to amend chapter 227, RSMo, by adding thereto one new section relating to designations marked by the department of transportation.

Was called from the Consent Calendar and taken up.

On motion of Senator Brown (16), **SB 1453** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

NAYS—Senators—None

Absent—Senator Eslinger—1

Absent with leave—Senator Razer—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Brown (16), title to the bill was agreed to.

Senator Brown (16) moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator Bean assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills and Joint Resolution were read the 2nd time and referred to the Committee indicated:

HCS for HB 1569—Select Committee on Empowering Missouri Parents and Children.

HCS for HJR 68 and 79—Local Government and Elections.

HB 2287—Select Committee on Empowering Missouri Parents and Children.

HB 2111—Governmental Accountability.

HCS for HBs 2322 and 1774—Governmental Accountability.

HB 2282—Emerging Issues.

HB 2385—Emerging Issues.

HCS for HB 2431—Veterans, Military Affairs and Pensions.

HB 1751—Local Government and Elections.

HB 1518—Governmental Accountability.

HCS for HB 2352—Agriculture, Food Production and Outdoor Resources.

HCS for HB 2279—Transportation, Infrastructure and Public Safety.

HB 1486—Select Committee on Empowering Missouri Parents and Children.

HB 1604—Local Government and Elections.

HB 1713—Veterans, Military Affairs and Pensions.

HCS for HB 2065—Emerging Issues.

HB 1496—Veterans, Military Affairs and Pensions.

REFERRALS

President Pro Tem Rowden referred **SS for SCS for SJR 50**, **SS No. 2 for SB 872**, **SS for SCS for SB 835**, **SS for SCS for SB 834**, and **SS for SB 1359** to the Committee on Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Fitzwater introduced to the Senate, Steve and Becky Lilley, Elsberry; Soleil and Kaelen Saabye, St. Peters; Landry Smith, Holts Summit, and Landry was made honorary page of the day.

Senator Moon introduced to the Senate, Ryan McGaughey, Independence.

Brown (16) introduced to the Senate, his mother, Kathy; his daughter, Kennedy; and his sister, Danette Sherrell.

Senator Hoskins introduced to the Senate, Johnny and Miette Bell, Folk; and Johnny and Miette were made honorary pages.

Senator Coleman introduced to the Senate, Emma Wilson, Lake St. Louis; Chelsea Boyd, St. Louis County; Kennedy Weiland, Imperial; and Hayden Cooper, Arnold.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Tuesday, April 2, 2024.

SENATE CALENDAR

FORTY-SECOND DAY—TUESDAY, APRIL 2, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS HBs 2432, 2482 & 2543	HB 2170-Gregory
HB 2142-Baker	HB 2082-Gregory
HCS for HBs 2628 & 2603	HB 2320-Seitz
HCS for HBs 1948, 2066, 1721 & 2276	HCS for HB 1483
HB 2274-Smith (155)	HCS for HBs 1900, 1591 & 2515
HCS for HB 2227	HCS for HRB 1
HB 1516-Murphy	HCS for HB 1533
HCS for HB 1413	HB 1870-Taylor (48)
HCS for HBs 2626 & 1918	HB 2084-Banderman
HCS for HBs 1692 & 1748	HCS for HBs 1777, 2203, 2059 & 2502
HCS for HB 1746	

THIRD READING OF SENATE BILLS

SS#2 for SB 862-Thompson Rehder (In Fiscal Oversight)	SS for SCS for SJR 50-Koenig (In Fiscal Oversight)
SS for SCS for SBs 894 & 825-Fitzwater (In Fiscal Oversight)	SS#2 for SB 872-Eslinger (In Fiscal Oversight)
SS for SB 1359-Trent (In Fiscal Oversight)	SS for SB 1111-Black
SS for SCS for SB 834-Crawford (In Fiscal Oversight)	SS for SCS for SB 835-Crawford (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 845-Bernskoetter	9. SB 1036-Razer, with SCS
2. SB 900-Black	10. SB 1391-Luetkemeyer, with SCS
3. SJR 78-Brown (26)	11. SB 751-Brown (16)
4. SB 1351-Luetkemeyer, with SCS	12. SB 757-O'Laughlin, with SCS
5. SB 782-Bean, with SCS	13. SB 936-Bernskoetter, with SCS
6. SB 898-Black	14. SB 1388-Razer
7. SB 734-Eigel, with SCS	15. SB 1422-Black, with SCS
8. SB 735-Eigel and Moon, with SCS	16. SB 890-Mosley

- | | |
|--------------------------------------|-----------------------------------|
| 17. SB 1296-O'Laughlin | 31. SB 753-Brown (16) |
| 18. SB 844-Bernskoetter | 32. SB 826-Koenig |
| 19. SB 768-Thompson Rehder, with SCS | 33. SB 789-Razer |
| 20. SB 1266-Luetkemeyer, with SCS | 34. SB 829-Rowden, with SCS |
| 21. SB 1379-Arthur | 35. SB 969-Washington |
| 22. SB 1362-Crawford | 36. SB 1099-Washington |
| 23. SB 1155-Mosley | 37. SB 1468-Luetkemeyer, with SCS |
| 24. SB 1326-McCreery | 38. SB 1200-Trent, with SCS |
| 25. SB 1277-Black | 39. SB 1070-McCreery, with SCS |
| 26. SB 884-Roberts, with SCS | 40. SB 817-Brown (26) |
| 27. SB 1393-O'Laughlin | 41. SB 1340-Bernskoetter |
| 28. SB 907-Carter | 42. SB 819-Brown (26), with SCS |
| 29. SB 869-Moon, et al | 43. SB 812-Coleman |
| 30. SB 1029-Moon | |

HOUSE BILLS ON THIRD READING

- | | |
|--|--------------------------|
| HCS for HB 2634 (Coleman) | HCS for HB 2016 (Hough) |
| HB 1488-Shields (Arthur) (In Fiscal Oversight) | HB 1495-Griffith (Black) |
| HB 1803-Thompson | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| SB 739-Cierpiot | SB 830-Rowden, with SS, SA 2 &
point of order (pending) |
| SB 740-Cierpiot, with SCS | SB 847-Hough, with SCS, SS for SCS & SA 1
(pending) |
| SB 742-Arthur, with SS (pending) | SB 848-Hough |
| SB 745-Bernskoetter, with SS & SA 1(pending) | SB 850-Brown (16) |
| SB 748-Hough | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 903-Schroer |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 964-Razer, with SS & SA 5 (pending) |
| SB 772-Gannon | SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1
(pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending) |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1199-Trent |
| SB 801-Fitzwater, with SCS | SB 1207-Hoskins, with SS & SA 1(pending) |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | |

SB 1375-Eslinger

SB 1392-Trent

RESOLUTIONS

SR 557-Eigel

SR 563-Moon

SR 558-Eigel

SR 631-May

SR 561-Moon

SR 647-Coleman

SR 562-Moon

HCR 65-Patterson (O'Laughlin)

To be Referred

SCR 36-Moon, et al

✓

Journal of the Senate

SECOND REGULAR SESSION

FORTY-SECOND DAY - TUESDAY, APRIL 2, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

"I will instruct you and teach you in the way you should go; I will counsel you and watch over you." (Psalm 32:8, NIV)

Almighty God, we ask for Your wisdom as we start back to this week's work. Instruct us, teach us, counsel us and watch over us as we work together to serve the people of Missouri. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, March 28, 2024, was read and approved.

Photographers from Gray TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Bean—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 835, regarding Barbara J. Lake, Hannibal, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 836, regarding Linda M. Jackson, Center, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 837, regarding St. John's Evangelical Lutheran Church, Hannibal, which was adopted.

On behalf of Senator Bean, Senator O’Laughlin offered Senate Resolution No. 838, regarding East Prairie High School's varsity cheer team, which was adopted.

Senator Roberts offered Senate Resolution No. 839, regarding Alexis Ruppel, which was adopted.

Senator Trent offered Senate Resolution No. 840, regarding Dwayne Watts, Lamar, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 841, regarding Dr. Christopher A. Paynter, Jefferson City, which was adopted.

Senator Moon offered Senate Resolution No. 842, regarding Anna Smith, Highlandville, which was adopted.

SENATE BILLS FOR PERFECTION

At the request of Senator Bernskoetter, **SB 845** was placed on the Informal Calendar.

Senator Black moved that **SB 900** be taken up for perfection, which motion prevailed.

Senator Black offered **SS** for **SB 900**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 900

An Act to repeal sections 221.105, 221.400, 221.402, 221.405, 221.407, and 221.410, RSMo, and to enact in lieu thereof six new sections relating to jails, with an emergency clause for certain sections.

Senator Black moved that **SS** for **SB 900** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 900, Page 1, Section A, Line 5, by inserting after all of said line the following:

“217.451. 1. Correctional centers shall provide offenders with reasonable access to phone services during an offender's term of confinement; provided that, phone access may be restricted as a disciplinary measure.

2. No correctional center or other party shall charge an offender in a correctional center a total amount for a domestic phone call, including fees and any per-minute rate, that exceeds the equivalent of twelve cents per minute.

221.108. 1. Jails shall provide inmates with reasonable access to phone services during an inmate's term of confinement; provided that, phone access may be restricted as a disciplinary measure.

2. No jail or other party shall charge an inmate in a jail a total amount for a domestic phone call, including fees and any per-minute rate, that exceeds the equivalent of twelve cents per minute.”;
and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Black moved that **SS** for **SB 900**, as amended, be adopted, which motion prevailed.

On motion of Senator Black, **SS** for **SB 900**, as amended, was declared perfected and ordered printed.

Senator Brown (26) moved that **SJR 78** be taken up for perfection, which motion prevailed.

Senator Brown (26) offered **SS** for **SJR 78**, entitled:

SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 78

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2 and 3 of article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

Senator Brown (26) moved that **SS** for **SJR 78** be adopted.

Senator Coleman assumed the Chair.

Senator Trent assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator May offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Joint Resolution No. 78, Page 2, Section 3, Line 1, by inserting after “Section 3.” the following: “**1.**”; and further amend line 3, by inserting immediately before “Voters” the following: “**2.**”; and further amend line 9, by inserting after “office.” the following: “**Notwithstanding any provision of this subsection to the contrary, this subsection shall not apply to any nonpartisan municipal election held in a city that had a ordinance in effect as of November 5, 2024, that permits voters to cast more than a single vote for each issue or candidate on which such voter is eligible to vote.**”

3.”; and

Further amend said resolution and page, section 24, line 9, by inserting after all of said line the following:

“3. Notwithstanding any provision of this section to the contrary, this section shall not apply to any nonpartisan municipal election held in a city that had a ordinance in effect as of November 5, 2024, that requires a preliminary election at which more than one candidate advances to a subsequent election.”; and

Further amend said resolution, page 3, section 25, by striking all of said section from the resolution; and

Further amend said resolution and page, section B, lines 8-13, by striking all of said lines and inserting in lieu thereof the following:

“● **Make the Constitution consistent with state law by only allowing citizens of the United States to vote;**

● **Prohibit the ranking of candidates by limiting voters to a single vote per candidate or issue; and**”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Brown (26) moved that **SS** for **SJR 78**, as amended, be adopted, which motion prevailed.

On motion of Senator Brown (26), **SS** for **SJR 78**, as amended, was declared perfected and ordered printed.

Senator Luetkemeyer moved that **SB 1351**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 1351**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1351

An Act to repeal section 256.410, RSMo, and to enact in lieu thereof one new section relating to the release of certain confidential information by the division of geology and land survey, with penalty provisions.

Was taken up.

Senator Luetkemeyer moved that **SCS** for **SB 1351** be adopted.

Senator Luetkemeyer offered **SS** for **SCS** for **SB 1351**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1351

An Act to repeal section 256.410, RSMo, and to enact in lieu thereof one new section relating to the release of certain confidential information by the Missouri geological survey, with penalty provisions.

Senator Luetkemeyer moved that **SS** for **SCS** for **SB 1351** be adopted, which motion prevailed.

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 1351** was declared perfected and ordered printed.

REFERRALS

At the request of President Pro Tem Rowden, the Fiscal Oversight referral for **SS** for **SCS** for **SB 834** and **SS** for **SB 1359** was withdrawn.

President Pro Tem Rowden referred **HB 1803** to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **SCR 36** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **HJR 78**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 4(b) of Article X of the Constitution of Missouri, and adopting one new section in lieu thereof relating to property tax assessments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1481**, entitled:

An Act to repeal sections 84.020, 84.030, 84.100, 84.150, 84.160, 84.170, 84.175, 84.240, 84.341, 84.342, 84.343, 84.344, 84.345, 84.346, 84.347, and 105.726, RSMo, and to enact in lieu thereof ten new sections relating to the operation of certain law enforcement agencies, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1707**, entitled:

An Act to repeal sections 300.100 and 304.022, RSMo, and to enact in lieu thereof three new sections relating to law enforcement practices, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2098**, entitled:

An Act to repeal section 288.036 as enacted by house bill no. 150, ninety-eighth general assembly, first regular session, section 288.036 as enacted by house bill no. 1456, ninety-third general assembly, second regular session, section 288.060 as enacted by house bill no. 150, ninety-eighth general assembly,

first regular session, and section 288.060 as enacted by house bill no. 163, ninety-sixth general assembly, first regular session, and to enact in lieu thereof two new sections relating to employment security.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2140**, entitled:

An Act to repeal sections 115.125, 115.127, 115.277, 115.284, 115.295, 115.430, 115.635, 115.637, 115.642, and 137.073, RSMo, and to enact in lieu thereof thirteen new sections relating to elections, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2087**, entitled:

An Act to repeal sections 108.170, 130.011, 130.021, 130.031, 130.036, 130.041, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 376.1345, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof fifty-seven new sections relating to financial transactions, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, former Senator, Rita Days, St. Louis.

The President introduced to the Senate, U.S. Senator, Eric Schmitt, Bridgeton.

Senator Beck introduced to the Senate, Ingrid Schroth, Peru.

Senator Luetkemeyer introduced to the Senate, former Senator, Charlie Shields, Faucett.

On motion of Senator O’Laughlin, the Senate adjourned until 1:00 p.m., Wednesday, April 3, 2024.

SENATE CALENDAR

FORTY-THIRD DAY-WEDNESDAY, APRIL 3, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS HBs 2432, 2482 & 2543

HB 2142-Baker

HCS for HBs 2628 & 2603

HCS for HBs 1948, 2066, 1721 & 2276

HB 2274-Smith (155)

HCS for HB 2227

HB 1516-Murphy

HCS for HB 1413

HCS for HBs 2626 & 1918

HCS for HBs 1692 & 1748

HCS for HB 1746

HB 2170-Gregory

HB 2082-Gregory

HB 2320-Seitz

HCS for HB 1483

HCS for HBs 1900, 1591 & 2515

HCS for HRB 1

HCS for HB 1533

HB 1870-Taylor (48)

HB 2084-Banderman

HCS for HBs 1777, 2203, 2059 & 2502

HCS#2 for HJR 78

HCS for HB 1481

HB 1707-Myers

HB 2098-Thompson

HCS for HB 2140

HCS for HB 2087

THIRD READING OF SENATE BILLS

SS#2 for SB 862-Thompson Rehder

(In Fiscal Oversight)

SS for SCS for SBs 894 & 825-Fitzwater

(In Fiscal Oversight)

SS for SB 1359-Trent

SS for SCS for SB 834-Crawford

SS for SCS for SJR 50-Koenig

(In Fiscal Oversight)

SS#2 for SB 872-Eslinger (In Fiscal Oversight)

SS for SB 1111-Black

SS for SCS for SB 835-Crawford

(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 782-Bean, with SCS

2. SB 898-Black

3. SB 734-Eigel, with SCS

4. SB 735-Eigel and Moon, with SCS

5. SB 1036-Razer, with SCS

6. SB 1391-Luetkemeyer, with SCS

7. SB 751-Brown (16)

8. SB 757-O'Laughlin, with SCS

9. SB 936-Bernskoetter, with SCS

10. SB 1388-Razer

- | | |
|--------------------------------------|-----------------------------------|
| 11. SB 1422-Black, with SCS | 26. SB 1029-Moon |
| 12. SB 890-Mosley | 27. SB 753-Brown (16) |
| 13. SB 1296-O'Laughlin | 28. SB 826-Koenig |
| 14. SB 844-Bernskoetter | 29. SB 789-Razer |
| 15. SB 768-Thompson Rehder, with SCS | 30. SB 829-Rowden, with SCS |
| 16. SB 1266-Luetkemeyer, with SCS | 31. SB 969-Washington |
| 17. SB 1379-Arthur | 32. SB 1099-Washington |
| 18. SB 1362-Crawford | 33. SB 1468-Luetkemeyer, with SCS |
| 19. SB 1155-Mosley | 34. SB 1200-Trent, with SCS |
| 20. SB 1326-McCreery | 35. SB 1070-McCreery, with SCS |
| 21. SB 1277-Black | 36. SB 817-Brown (26) |
| 22. SB 884-Roberts, with SCS | 37. SB 1340-Bernskoetter |
| 23. SB 1393-O'Laughlin | 38. SB 819-Brown (26), with SCS |
| 24. SB 907-Carter | 39. SB 812-Coleman |
| 25. SB 869-Moon, et al | |

HOUSE BILLS ON THIRD READING

- | | |
|---|--------------------------|
| HCS for HB 2634 (Coleman) | HCS for HB 2016 (Hough) |
| HB 1488-Shields (Arthur) (In Fiscal Oversight) | HB 1495-Griffith (Black) |
| HB 1803-Thompson (Crawford) (In Fiscal Oversight) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| SB 739-Cierpiot | SB 830-Rowden, with SS, SA 2 &
point of order (pending) |
| SB 740-Cierpiot, with SCS | SB 845-Bernskoetter |
| SB 742-Arthur, with SS (pending) | SB 847-Hough, with SCS, SS for SCS & SA 1
(pending) |
| SB 745-Bernskoetter, with SS & SA 1(pending) | SB 848-Hough |
| SB 748-Hough | SB 850-Brown (16) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 903-Schroer |
| SB 772-Gannon | SB 964-Razer, with SS & SA 5 (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending) |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 &
point of order (pending) |
| SB 801-Fitzwater, with SCS | SB 1199-Trent |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | |

SB 1207-Hoskins, with SS & SA 1 (pending)
SB 1375-Eslinger

SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-THIRD DAY - WEDNESDAY, APRIL 3, 2024

The Senate met pursuant to adjournment.

Senator Eslinger in the Chair.

The Reverend Steven George offered the following prayer:

“Whatever you do, work at it with all your heart, as working for the Lord, not for men.” (Colossians 3:23 NIV)

Almighty God, we come before You with hearts open to Your guidance and wisdom. Help us to approach our responsibilities today with diligence, dedication and integrity, recognizing that our service is ultimately to You. We ask that You would grant us clarity of mind and purity of intention, and that our deliberations and decisions would be guided by Your truth. In all that we do, may we strive to honor You. In Your Holy Name we pray, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Schroer offered Senate Resolution No. 843, regarding Taylor Schmitt, which was adopted.

Senator Washington offered Senate Resolution No. 844, regarding Christopher Ekengren, Raytown, which was adopted.

Senator Washington offered Senate Resolution No. 845, regarding Kalysia Ofarrill, which was adopted.

Senator Eslinger offered Senate Resolution No. 846, regarding Jan Mullen, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 847, regarding Mafa Bowen, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 848, regarding Rebecca Hutchinson, Mountain View, which was adopted.

Senator Eslinger offered Senate Resolution No. 849, regarding Natalie Brazeal, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 850, regarding Karen Pitts, Willow Springs, which was adopted.

Senator Eslinger offered Senate Resolution No. 851, regarding Julia Huff, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 852, regarding Rebecca Conway, Mountain View, which was adopted.

Senator Eslinger offered Senate Resolution No. 853, regarding Kenneth Holstine, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 854, regarding Lenny Eagleman, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 855, regarding Dianne Locke, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 856, regarding Terri Tomlinson, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 857, regarding Sabrina Hicks, West Plains, which was adopted.

Senator Carter offered Senate Resolution No. 858, regarding Ezekiel Murray, which was adopted.

Senator Gannon offered Senate Resolution No. 859, regarding Ocarina "Oca" Smith, Courtois, which was adopted.

Senator Bean offered Senate Resolution No. 860, regarding Black River Coliseum, Poplar Bluff, which was adopted.

Senator Cierpiot offered Senate Resolution No. 861, regarding Sarah Woodall, Grain Valley, which was adopted.

Senator Arthur offered Senate Resolution No. 862, regarding Emma Stauffer, Kansas City, which was adopted.

Senator Arthur offered Senate Resolution No. 863, regarding Kaiya Lynch, Kansas City, which was adopted.

Senator Arthur offered Senate Resolution No. 864, regarding the One Hundredth birthday of Martha M. Bader, Gladstone, which was adopted.

Senator Arthur offered Senate Resolution No. 865, regarding Eagle Scout Alex Francis, Kansas City, which was adopted.

Senator Brown (26) offered Senate Resolution No. 866, regarding Samantha Bax, Bonnots Mill, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 867, regarding Leighan Allen, New London, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 868, regarding Eagle Scout Nathan William West, Linn Creek, which was adopted.

Senator Bean assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SJR 78**, **SS** for **SB 900**, and **SS** for **SCS** for **SB 1351**, begs leave to report that it has examined the same and finds that the bills and joint resolution have been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Cierpiot moved that **SB 739** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Cierpiot offered **SS** for **SB 739**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 739

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

Senator Cierpiot moved that **SS** for **SB 739** be adopted.

Senator Bernskoetter assumed the Chair.

Senator Hough assumed the Chair.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 739, Page 9, Section 260.205, Line 262, by inserting after “hearing.” the following: **“Any solid waste disposal area which was proposed and eligible for a solid waste disposal permit as of August 27, 2024, but is no longer eligible for the solid waste disposal permit as of August 28, 2024, shall be compensated at two times the appraised market value for the land on which the solid waste disposal area is located.”**

Senator Roberts moved that the above amendment be adopted.

Senator Hough assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Bean assumed the Chair.

At the request of Senator Cierpiot, **SB 739**, with **SS** and **SA 1** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCR 42**.

HOUSE CONCURRENT RESOLUTION NO. 42

WHEREAS, the State of Missouri and Taiwan have enjoyed a sister-state relationship since 1980; and

WHEREAS, the State of Missouri and Taiwan have enjoyed a mutually beneficial trade relationship and anticipate continuing growth, with Taiwan being Missouri's major trading partner in 2023; and

WHEREAS, on January 13, 2024, Taiwan held its eighth direct presidential election, demonstrating the strength and vitality of its democratic system and confirming Taiwan's status as a beacon of democracy in Asia; and

WHEREAS, Washington University in St. Louis and National Taiwan University and the University of Missouri-Kansas City and I-Shou University are implementing the Collaborative Program on Mandarin Learning and Teaching, and more academic exchanges between Missouri and Taiwan are expected; and

WHEREAS, Taiwan and the United States completed the signing of the first of five agreements of the U.S.-Taiwan Initiative on 21st Century Trade on June 1, 2023, covering areas such as customs administration and trade facilitation, regulatory practices, domestic regulations, anticorruption, and small- and medium-sized enterprises. The second phase of negotiations will be focused on agriculture, harnessing the benefits of digital trade and five other areas; and

WHEREAS, Taiwan as a contributor to peace and stability in the global community, an active provider of international development assistance, and a high tech and green energy manufacturing hub is seeking to meaningfully participate in the United Nations, World Health Organization, the United Nations Framework Convention on Climate Change, the International Civil Aviation Organization, and the International Criminal Police Organization, as well as the Indo-Pacific Economic Framework for Prosperity led by the United States:

NOW THEREFORE BE IT RESOLVED that the members of the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, the Senate concurring therein, hereby commend Taiwan's vibrant democracy and celebrate the forty-fourth anniversary of sister-state relations with Taiwan; and

BE IT FURTHER RESOLVED that Missouri supports further strengthening of Missouri-Taiwan trade relations and academic exchanges; and that Missouri supports Taiwan's inclusion in the Indo-Pacific Economic Framework for Prosperity and in other international organizations that are significant to the health, safety, and well-being of its people and the world; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Alexander Tah-ray Yui, Taiwan's representative to the United States.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2058**, entitled:

An Act to repeal sections 67.1521, 67.2677, 137.073, 238.225, 238.230, and 238.232, RSMo, and section 67.1421 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 67.1421 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, and to enact in lieu thereof ten new sections relating to local taxation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR**s **86**, **72**, and **119**, entitled:

An Act submitting to the qualified voters of Missouri an amendment repealing Sections 50, 51, and 52(b) of Article III of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to ballot measures submitted to voters.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2280**, entitled:

An Act to repeal section 332.081, RSMo, and to enact in lieu thereof one new section relating to the practice of dentistry.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB**s **1818** and **2345**, entitled:

An Act to repeal section 34.042, RSMo, and to enact in lieu thereof one new section relating to negotiation of state contract provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Carter introduced to the Senate, Missouri Pharmacy Association President, Koby Prater, Seneca; and owner of Mitchell's Drug Store, Tim Mitchell, Neosho.

Senator Fitzwater introduced to the Senate, Chloe Daugherty; her parents, James and Nikki; and her brother, JR, Wentzville; and Chloe and JR were made honorary pages.

Senator Bean introduced to the Senate, Tiffany, Matthew and Caleb Henry, Patterson; and Adelyn Zimmer and her family, Carter County; and Matthew and Caleb were made honorary pages.

Senator Thompson Rehder introduced to the Senate, Brook Taylor, Sikeston; Anna Chellis, Kirkwood; and Faith Glasgow, Lee's Summit.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FORTY-FOURTH DAY-THURSDAY, APRIL 4, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS HBs 2432, 2482 & 2543

HB 2142-Baker

HCS for HBs 2628 & 2603

HCS for HBs 1948, 2066, 1721 & 2276

HB 2274-Smith (155)

HCS for HB 2227

HB 1516-Murphy

HCS for HB 1413

HCS for HBs 2626 & 1918

HCS for HBs 1692 & 1748

HCS for HB 1746

HB 2170-Gregory

HB 2082-Gregory

HB 2320-Seitz

HCS for HB 1483

HCS for HBs 1900, 1591 & 2515

HCS for HRB 1

HCS for HB 1533

HB 1870-Taylor (48)

HB 2084-Banderman

HCS for HBs 1777, 2203, 2059 & 2502

HCS#2 for HJR 78

HCS for HB 1481

HB 1707-Myers

HB 2098-Thompson

HCS for HB 2140

HCS for HB 2087

HCS for HB 2058

HCS for HJR 86, 72 & 119
HB 2280-Veit

HCS for HBs 1818 & 2345

THIRD READING OF SENATE BILLS

- | | |
|--|--|
| 1. SS#2 for SB 862-Thompson Rehder
(In Fiscal Oversight) | 6. SS#2 for SB 872-Eslinger
(In Fiscal Oversight) |
| 2. SS for SCS for SBs 894 &
825-Fitzwater (In Fiscal Oversight) | 7. SS for SB 1111-Black |
| 3. SS for SB 1359-Trent | 8. SS for SCS for SB 835-Crawford
(In Fiscal Oversight) |
| 4. SS for SCS for SB 834-Crawford | 9. SS for SJR 78-Brown (26) |
| 5. SS for SCS for SJR 50-Koenig
(In Fiscal Oversight) | 10. SS for SB 900-Black |
| | 11. SS for SCS for SB 1351-Luetkemeyer |

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 782-Bean, with SCS | 21. SB 1277-Black |
| 2. SB 898-Black | 22. SB 884-Roberts, with SCS |
| 3. SB 734-Eigel, with SCS | 23. SB 1393-O'Laughlin |
| 4. SB 735-Eigel and Moon, with SCS | 24. SB 907-Carter |
| 5. SB 1036-Razer, with SCS | 25. SB 869-Moon, et al |
| 6. SB 1391-Luetkemeyer, with SCS | 26. SB 1029-Moon |
| 7. SB 751-Brown (16) | 27. SB 753-Brown (16) |
| 8. SB 757-O'Laughlin, with SCS | 28. SB 826-Koenig |
| 9. SB 936-Bernskoetter, with SCS | 29. SB 789-Razer |
| 10. SB 1388-Razer | 30. SB 829-Rowden, with SCS |
| 11. SB 1422-Black, with SCS | 31. SB 969-Washington |
| 12. SB 890-Mosley | 32. SB 1099-Washington |
| 13. SB 1296-O'Laughlin | 33. SB 1468-Luetkemeyer, with SCS |
| 14. SB 844-Bernskoetter | 34. SB 1200-Trent, with SCS |
| 15. SB 768-Thompson Rehder, with SCS | 35. SB 1070-McCreery, with SCS |
| 16. SB 1266-Luetkemeyer, with SCS | 36. SB 817-Brown (26) |
| 17. SB 1379-Arthur | 37. SB 1340-Bernskoetter |
| 18. SB 1362-Crawford | 38. SB 819-Brown (26), with SCS |
| 19. SB 1155-Mosley | 39. SB 812-Coleman |
| 20. SB 1326-McCreery | |

HOUSE BILLS ON THIRD READING

HCS for HB 2634 (Coleman)

HB 1488-Shields (Arthur) (In Fiscal Oversight)

HB 1803-Thompson (Crawford)
(In Fiscal Oversight)

HCS for HB 2016 (Hough)
HB 1495-Griffith (Black)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot, with SS & SA 1 (pending)
SB 740-Cierpiot, with SCS
SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1(pending)
SB 748-Hough
SB 750-Hough, with SCS & SA 1 (pending)
SBs 767 & 1342-Thompson Rehder, with SCS
SB 772-Gannon
SB 778-Eslinger, with SS & SA 1 (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 801-Fitzwater, with SCS
SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending)
SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending)
SB 830-Rowden, with SS, SA 2 &
point of order (pending)

SB 845-Bernskoetter
SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending)
SB 848-Hough
SB 850-Brown (16)
SB 876-Bean, with SCS & SS for SCS (pending)
SB 903-Schroer
SB 964-Razer, with SS & SA 5 (pending)
SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending)
SBs 1168 & 810-Coleman, with SCS, SS for
SCS, SA 2, SA 1 to SA 2 & point of order
(pending)
SB 1199-Trent
SB 1207-Hoskins, with SS & SA 1 (pending)
SB 1375-Eslinger
SB 1392-Trent

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

To be Referred

HCR 42-Morse

✓

Journal of the Senate

SECOND REGULAR SESSION

FORTY-FOURTH DAY - THURSDAY, APRIL 4, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

"Do not worry about anything, but in everything by prayer and supplication with thanksgiving let your requests be made known to God." (Philippians 4:6 NRSV)

Heavenly Father, as we head home to be with our families, may we embrace each present moment with gratitude, acknowledging Your sovereignty over our lives and the assurance that You hold our tomorrows. We thank you for all of Your blessings, and we pray this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

RESOLUTIONS

On behalf of Senator Rizzo, Senators Beck and Carter offered Senate Resolution No. 869, regarding the death of Jerry Lee Runnels, Liberal, which was adopted.

Senator Mosely offered Senate Resolution No. 870, regarding Scott Manor Apartments, St. Louis, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **HB 1488**, **HB 1803**, **SS No. 2** for **SB 872**, **SS** for **SCS** for **SB 835**, **SS** for **SCS** for **SBs 894** and **825**, **SS No. 2** for **SB 862**, and **SS** for **SCS** for **SJR 50**, begs leave to report that it has considered the same and recommends that the bills and joint resolution do pass.

THIRD READING OF SENATE BILLS

SS No. 2 for SB 862, introduced by Senator Thompson Rehder, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 862

An Act to repeal sections 210.201, 210.211, 210.252, 210.275, 210.560, 210.841, 211.038, 211.221, 452.375, and 487.200, RSMo, and to enact in lieu thereof ten new sections relating to the care of a child.

Was taken up.

On motion of Senator Thompson Rehder **SS No. 2 for SB 862** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Mosley
O'Laughlin	Razer	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Williams—29						

NAYS—Senator Moon—1

Absent—Senators

Brown (16th Dist.) Washington—2

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SCS for SBs 894 and 825, introduced by Senator Fitzwater, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 894 and 825

An Act to repeal sections 536.300, 536.303, 536.305, 536.310, 536.315, 536.323, 536.325, and 536.328, RSMo, and to enact in lieu thereof ten new sections relating to the promotion of business development.

Was taken up.

On motion of Senator Fitzwater, **SS** for **SCS** for **SBs 894** and **825** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Mosley	O'Laughlin	Razer	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Fitzwater, title to the bill was agreed to.

Senator Fitzwater moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for **SB 1359**, introduced by Senator Trent, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1359

An Act to repeal section 374.190, RSMo, and to enact in lieu thereof five new sections relating to reinsurance and examinations of insurance companies.

Was taken up.

Pursuant to Rule 91, Senator Luetkemeyer requested unanimous consent of the Senate to be excused from voting on the 3rd reading of **SS** for **SB 1359**, which request was granted.

On motion of Senator Trent, **SS** for **SB 1359** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hoskins	Hough	Koenig
May	McCreery	Mosley	O'Laughlin	Razer	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Moon	Schroer—6
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Absent—Senators—None

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

Excused from voting—Senator Luetkemeyer—1

The President declared the bill passed.

On motion of Senator Trent, title to the bill was agreed to.

Senator Trent moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SCS for SB 834, introduced by Senator Crawford, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 834

An Act to repeal section 374.190, RSMo, and to enact in lieu thereof five new sections relating to reinsurance and examinations of insurance companies.

Was taken up.

Pursuant to Rule 91, Senator Luetkemeyer requested unanimous consent of the Senate to be excused from voting on the 3rd reading of **SS for SCS for SB 834**, which request was granted.

On motion of Senator Crawford, **SS for SCS for SB 834** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hoskins	Hough	Koenig
May	McCreery	Mosley	O'Laughlin	Razer	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Moon	Schroer—6
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Absent—Senators—None

Absent with leave—Senators

Coleman	Rizzo—2
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Vacancies—None

Excused from voting—Senator Luetkemeyer—1

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SCS for SJR 50, introduced by Senator Koenig, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 50

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 4(d) and 26 of article X of the Constitution of Missouri, and adopting two new sections in lieu thereof relating to taxation.

Was taken up.

On motion of Senator Koenig, **SS** for **SCS** for **SJR 50** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery	Moon
Mosley	O'Laughlin	Razer	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senator May—1

Absent—Senators—None

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Koenig, title to the joint resolution was agreed to.

Senator Koenig moved that the vote by which the joint resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS No. 2 for **SB 872**, introduced by Senator Eslinger, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 872

An Act to repeal sections 67.2677, 67.5122, and 143.121, RSMo, and to enact in lieu thereof four new sections relating to the taxation of utility infrastructure.

Was taken up.

On motion of Senator Eslinger, **SS No. 2** for **SB 872** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	Mosley
O'Laughlin	Razer	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington	Williams—30					

NAYS—Senators

McCreery Moon—2

Absent—Senators—None

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Eslinger, title to the bill was agreed to.

Senator Eslinger moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SB 1111, introduced by Senator Black, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1111

An Act to repeal sections 210.201, 210.211, 210.252, and 210.275, RSMo, and to enact in lieu thereof ten new sections relating to the regulation of child care.

Was taken up.

On motion of Senator Black, **SS for SB 1111** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Mosley	O'Laughlin	Razer	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators

Coleman Rizzo—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Black, title to the bill was agreed to.

Senator Black moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

REFERRALS

President Pro Tem Rowden referred **SS for SJR 78** to the Committee on Fiscal Oversight.

SS for SCS for SB 835, introduced by Senator Crawford, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 835

An Act to repeal sections 30.753, 95.280, 95.285, 95.355, 143.121, 408.010, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof ten new sections relating to financial transactions.

Was taken up.

On motion of Senator Crawford, **SS** for **SCS** for **SB 835** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter
Cierpiot	Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden	Schroer
Thompson Rehder	Trent—23					

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Roberts
Washington	Williams—9					

Absent—Senators—None

Absent with leave—Senators

Coleman	Rizzo—2
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Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for **SB 900**, introduced by Senator Black, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 900

An Act to repeal sections 221.105, 221.400, 221.402, 221.405, 221.407, and 221.410, RSMo, and to enact in lieu thereof eight new sections relating to jails, with an emergency clause for certain sections.

Was taken up.

On motion of Senator Black, **SS** for **SB 900** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Razer	Roberts	Rowden	Thompson Rehder
Washington	Williams—23					

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Koenig	Moon
Schroer	Trent—9					

Absent—Senators—None

Absent with leave—Senators

Coleman	Rizzo—2
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Vacancies—None

The President declared the bill passed.

The emergency clause failed of adoption by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
Mosley	O'Laughlin	Roberts	Rowden	Thompson Rehder	Williams—20	

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Koenig	McCreery
Moon	Razer	Schroer	Trent	Washington—12		

Absent—Senators—None

Absent with leave—Senators

Coleman	Rizzo—2
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Vacancies—None

On motion of Senator Black, title to the bill was agreed to.

Senator Black moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SCS for SB 1351, introduced by Senator Luetkemeyer, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1351

An Act to repeal section 256.410, RSMo, and to enact in lieu thereof one new section relating to the release of certain confidential information by the Missouri geological survey, with penalty provisions.

Was taken up.

On motion of Senator Luetkemeyer, **SS for SCS for SB 1351** was read the 3rd time and was defeated by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot	Crawford	Eslinger
Fitzwater	Gannon	Hough	Luetkemeyer	O'Laughlin	Rowden	Schroer
Thompson Rehder	Trent—16					

NAYS—Senators

Arthur	Beck	Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins
Koenig	May	McCreery	Moon	Mosley	Razer	Roberts
Washington	Williams—16					

Absent—Senators—None

Absent with leave—Senators

Coleman	Rizzo—2
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Vacancies—None

REFERRALS

President Pro Tem Rowden referred **HCR 42** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

**SENATE HEARING SCHEDULE
102nd GENERAL ASSEMBLY
SECOND REGULAR SESSION
APRIL 4, 2024**

	Monday	Tuesday	Wednesday	Thursday
8:00-9:30 a.m.		Select Committee on Empowering Missouri Parents and Children SL (Trent) Agriculture, Food Production and Outdoor Resources SCR 1 (Bean) Appropriations SCR 2 (Hough)	General Laws SL (Bernskoetter) Transportation, Infrastructure & Public Safety SCR 1 (Fitzwater) Appropriations SCR 2 (Hough)	Governmental Accountability SL (Eslinger) Fiscal Oversight SCR 1 (Thompson Rehder) Appropriations SCR 2 (Hough)
9:30-11:00 a.m.		Commerce, Consumer Protection, Energy & the Environment SL (Cierpiot) Emerging Issues SCR 1 (Brown-16) Appropriations SCR 2 (Hough)	Economic Development and Tax Policy SL (Brown -26) Health & Welfare SCR 1 (Coleman) Appropriations SCR 2 (Hough)	
11:00-Noon		Rules, Joint Rules, Resolutions & Ethics SL (O'Laughlin) Insurance and Banking SCR 1 (Crawford) Appropriations SCR 2 (Hough)	Veterans, Military Affairs and Pensions SL (Black) Progress & Development SCR 1 (Arthur) Appropriations SCR 2 (Hough)	
2:00-4:00 p.m.	Appropriations SCR 2 (Hough) Judiciary and Civil and Criminal Jurisprudence SCR 1 (Luetkemeyer) Local Government and Elections SL (Gannon)			

SCR 1 - Senate Committee Rm. 1, Room 118

SL - Senate Lounge

SCR 2 - Senate Committee Rm. 2, Room 119

REPORTS OF STANDING COMMITTEES

Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HB 2057**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1909**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following reports:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **SB 1001**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **HCS for HB 1511**, begs leave to report that it has considered the same and recommends that the bill do pass.

REPORTS OF SELECT COMMITTEES

Senator Trent, Chair of the Select Committee on Empowering Missouri Parents and Children, submitted the following report:

Mr. President: Your Select Committee on Empowering Missouri Parents and Children, to which was referred **HB 2287**, begs leave to report that it has considered the same and recommends that the bill do pass.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 2002**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2003**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2004**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2005**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2006**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects

involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2007**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2008**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2009**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2010**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2011**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2012**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and for the Missouri State Capitol Commission, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2013**, entitled:

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2015**, entitled:

An Act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2024.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2017**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2018**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money

among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2019**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2020**, entitled:

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Arthur introduced to the Senate, Associated Students of the University of Missouri, Columbia.

On behalf of Senator Coleman, Senator Trent introduced to the Senate, Laura Huff; and her daughter, Lydia, St. Louis; and Lydia was made an honorary page.

Senator Rowden introduced to the Senate, Ty Wood; and Tripp Maassen.

On Motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, April 8, 2024.

SENATE CALENDAR

FORTY-FIFTH DAY—MONDAY, APRIL 8, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS HBs 2432, 2482 & 2543	HB 2098-Thompson
HB 2142-Baker	HCS for HB 2140
HCS for HBs 2628 & 2603	HCS for HB 2087
HCS for HBs 1948, 2066, 1721 & 2276	HCS for HB 2058
HB 2274-Smith (155)	HCS for HJR 86, 72 & 119
HCS for HB 2227	HB 2280-Veit
HB 1516-Murphy	HCS for HBs 1818 & 2345
HCS for HB 1413	HCS for HB 2002
HCS for HBs 2626 & 1918	HCS for HB 2003
HCS for HBs 1692 & 1748	HCS for HB 2004
HCS for HB 1746	HCS for HB 2005
HB 2170-Gregory	HCS for HB 2006
HB 2082-Gregory	HCS for HB 2007
HB 2320-Seitz	HCS for HB 2008
HCS for HB 1483	HCS for HB 2009
HCS for HBs 1900, 1591 & 2515	HCS for HB 2010
HCS for HRB 1	HCS for HB 2011
HCS for HB 1533	HCS for HB 2012
HB 1870-Taylor (48)	HCS for HB 2013
HB 2084-Banderman	HCS for HB 2015
HCS for HBs 1777, 2203, 2059 & 2502	HCS for HB 2017
HCS#2 for HJR 78	HCS for HB 2018
HCS for HB 1481	HCS for HB 2019
HB 1707-Myers	HCS for HB 2020

THIRD READING OF SENATE BILLS

SS for SJR 78-Brown (26) (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 782-Bean, with SCS

2. SB 898-Black

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|--------------------------------------|-----------------------------------|
| 3. SB 734-Eigel, with SCS | 22. SB 884-Roberts, with SCS |
| 4. SB 735-Eigel and Moon, with SCS | 23. SB 1393-O'Laughlin |
| 5. SB 1036-Razer, with SCS | 24. SB 907-Carter |
| 6. SB 1391-Luetkemeyer, with SCS | 25. SB 869-Moon, et al |
| 7. SB 751-Brown (16) | 26. SB 1029-Moon |
| 8. SB 757-O'Laughlin, with SCS | 27. SB 753-Brown (16) |
| 9. SB 936-Bernskoetter, with SCS | 28. SB 826-Koenig |
| 10. SB 1388-Razer | 29. SB 789-Razer |
| 11. SB 1422-Black, with SCS | 30. SB 829-Rowden, with SCS |
| 12. SB 890-Mosley | 31. SB 969-Washington |
| 13. SB 1296-O'Laughlin | 32. SB 1099-Washington |
| 14. SB 844-Bernskoetter | 33. SB 1468-Luetkemeyer, with SCS |
| 15. SB 768-Thompson Rehder, with SCS | 34. SB 1200-Trent, with SCS |
| 16. SB 1266-Luetkemeyer, with SCS | 35. SB 1070-McCreery, with SCS |
| 17. SB 1379-Arthur | 36. SB 817-Brown (26) |
| 18. SB 1362-Crawford | 37. SB 1340-Bernskoetter |
| 19. SB 1155-Mosley | 38. SB 819-Brown (26), with SCS |
| 20. SB 1326-McCreery | 39. SB 812-Coleman |
| 21. SB 1277-Black | 40. SB 1001-Koenig |

HOUSE BILLS ON THIRD READING

- | | |
|-----------------------------|------------------------------|
| HCS for HB 2634 (Coleman) | HB 2057-Keathley |
| HB 1488-Shields (Arthur) | HB 1909-Taylor (48) (Gannon) |
| HB 1803-Thompson (Crawford) | HCS for HB 1511 (Brown (26)) |
| HCS for HB 2016 (Hough) | HB 2287-Christofanelli |
| HB 1495-Griffith (Black) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 801-Fitzwater, with SCS |
| SB 740-Cierpiot, with SCS | SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending) |
| SB 742-Arthur, with SS (pending) | SB 818-Brown (26) and Coleman, with SS & SA 2 (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 830-Rowden, with SS, SA 2 & point of order (pending) |
| SB 748-Hough | SB 845-Bernskoetter |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 847-Hough, with SCS, SS for SCS & SA 1 (pending) |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 848-Hough |
| SB 772-Gannon | |
| SB 778-Eslinger, with SS & SA 1 (pending) | |
| SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending) | |

SB 850-Brown (16)	SBs 1168 & 810-Coleman, with SCS, SS for SCS,
SB 876-Bean, with SCS & SS for SCS (pending)	SA 2, SA 1 to SA 2 & point of order (pending)
SB 903-Schroer	SB 1199-Trent
SB 964-Razer, with SS & SA 5 (pending)	SB 1207-Hoskins, with SS & SA 1 (pending)
SB 984-Schroer, with SS, SA 1 & SA 1 to	SB 1375-Eslinger
SA 1 (pending)	SB 1392-Trent

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-FIFTH DAY - MONDAY, APRIL 8, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

“He has shown you, O mortal, what is good. And what does the Lord require of you? To act justly and to love mercy and to walk humbly with your God.” (Micah 6:8 NIV)

Almighty God, as we start back to work this week, we are reminded that You value justice, mercy and humility. We ask that You would grant us the wisdom to discern what is right and just in the midst of complexity and contention. Fill our hearts with compassion for those who are marginalized and oppressed, that our decisions will reflect Your love and mercy. Instill in us a spirit of humility, that we may recognize our own limitations and seek Your guidance in all that we do. Bless our gatherings this week with Your presence and peace, that our proceedings may be conducted with integrity and grace. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 4, 2024, was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot	Crawford
Fitzwater	Gannon	Luetkemeyer	May	McCreery	Moon	Mosley
O’Laughlin	Razer	Rizzo	Rowden	Trent	Williams—20	

Absent—Senators

Carter	Eigel	Koenig	Schroer	Washington—5
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Absent with leave—Senators

Bean	Brattin	Brown (26th Dist.)	Coleman	Eslinger	Hoskins	Hough
Roberts	Thompson Rehder—9					

Vacancies—None

RESOLUTIONS

Senator O’Laughlin offered Senate Resolution No. 871, regarding Mindy R. Keim, Queen City, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 872, regarding Natalie Kay Jemes, Macon, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 873, regarding Lisa King, Greentop, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 874, regarding Kelli Compton, Excello, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 875, regarding Nancy Green, Kirksville, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 876, regarding Lynnette East, La Plata, which was adopted.

On behalf of Senator Washington, Senators Rizzo and Rowden offered Senate Resolution No. 877, regarding Pam Nunnely, Columbia, which was adopted.

Senator Black offered Senate Resolution No. 878, regarding Dr. Kelly Deering, Chillicothe, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 879, regarding the Adair County Courthouse, Kirksville, which was adopted.

Senator Beck offered Senate Resolution No. 880, regarding Missouri Lineworker Appreciation Day, which was adopted.

SENATE BILLS FOR PERFECTION

SB 782, with **SCS**, was placed on the Informal Calendar.

Senator Black moved that **SB 898** be taken up for perfection, which motion prevailed.

Senator Black offered **SS** for **SB 898**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 898

An Act to repeal sections 70.605, 70.630, 70.655, 70.680, 70.690, 70.745, 70.746, 70.747, 86.200, 105.688, 169.560, and 169.660, RSMo, and to enact in lieu thereof thirteen new sections relating to public employee retirement systems.

Senator Black moved that **SS** for **SB 898** be adopted.

Senator Trent assumed the Chair.

Senator Beck offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 898, Page 31, Section 105.688, Line 53, by inserting after all of said line the following:

“169.070. 1. The retirement allowance of a member whose age at retirement is sixty years or more and whose creditable service is five years or more, or whose sum of age and creditable service equals eighty years or more, or who has attained age fifty-five and whose creditable service is twenty-five years

or more or whose creditable service is thirty years or more regardless of age, may be the sum of the following items, not to exceed one hundred percent of the member's final average salary:

(1) Two and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years.

In lieu of the retirement allowance otherwise provided in subdivisions (1) and (2) of this subsection, a member may elect to receive a retirement allowance of:

(3) Two and four-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-nine years or more but less than thirty years, and the member has not attained age fifty-five;

(4) Two and thirty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-eight years or more but less than twenty-nine years, and the member has not attained age fifty-five;

(5) Two and three-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-seven years or more but less than twenty-eight years, and the member has not attained age fifty-five;

(6) Two and twenty-five-hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-six years or more but less than twenty-seven years, and the member has not attained age fifty-five;

(7) Two and two-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is twenty-five years or more but less than twenty-six years, and the member has not attained age fifty-five;

(8) Two and fifty-five hundredths percent of the member's final average salary for each year of membership service, if the member's creditable service is thirty-two years or more regardless of age;

(9) Two and six-tenths percent of the member's final average salary for each year of membership service, if the member's creditable service is thirty-three years or more regardless of age.

2. In lieu of the retirement allowance provided in subsection 1 of this section, a member whose age is sixty years or more on September 28, 1975, may elect to have the member's retirement allowance calculated as a sum of the following items:

(1) Sixty cents plus one and five-tenths percent of the member's final average salary for each year of membership service;

(2) Six-tenths of the amount payable for a year of membership service for each year of prior service not exceeding thirty years;

(3) Three-fourths of one percent of the sum of subdivisions (1) and (2) of this subsection for each month of attained age in excess of sixty years but not in excess of age sixty-five.

3. (1) In lieu of the retirement allowance provided either in subsection 1 or 2 of this section, collectively called "option 1", a member whose creditable service is twenty-five years or more or who has attained the age of fifty-five with five or more years of creditable service may elect in the member's application for retirement to receive the actuarial equivalent of the member's retirement allowance in reduced monthly payments for life during retirement with the provision that:

Option 2.

Upon the member's death the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member as the member shall have nominated in the member's election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the retired member elected option 1; or

Option 3.

Upon the death of the member three-fourths of the reduced retirement allowance shall be continued throughout the life of and paid to such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance will be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 4.

Upon the death of the member one-half of the reduced retirement allowance shall be continued throughout the life of, and paid to, such person as has an insurable interest in the life of the member and as the member shall have nominated in an election of the option, and provided further that if the person so nominated dies before the retired member, the retirement allowance shall be increased to the amount the retired member would be receiving had the member elected option 1; or

Option 5.

Upon the death of the member prior to the member having received one hundred twenty monthly payments of the member's reduced allowance, the remainder of the one hundred twenty monthly payments of the reduced allowance shall be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the one hundred twenty monthly payments, the total of the remainder of such one hundred twenty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the one hundred twenty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum; or

Option 6.

Upon the death of the member prior to the member having received sixty monthly payments of the member's reduced allowance, the remainder of the sixty monthly payments of the reduced allowance shall

be paid to such beneficiary as the member shall have nominated in the member's election of the option or in a subsequent nomination. If there is no beneficiary so nominated who survives the member for the remainder of the sixty monthly payments, the total of the remainder of such sixty monthly payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the last person, in that order of precedence, to receive a monthly allowance in a lump sum payment. If the total of the sixty payments paid to the retired individual and the beneficiary of the retired individual is less than the total of the member's accumulated contributions, the difference shall be paid to the beneficiary in a lump sum.

(2) The election of an option may be made only in the application for retirement and such application must be filed prior to the date on which the retirement of the member is to be effective. If either the member or the person nominated to receive the survivorship payments dies before the effective date of retirement, the option shall not be effective, provided that:

(a) If the member or a person retired on disability retirement dies after acquiring twenty-five or more years of creditable service or after attaining the age of fifty-five years and acquiring five or more years of creditable service and before retirement, except retirement with disability benefits, and the person named by the member as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either survivorship benefits under option 2 or a payment of the accumulated contributions of the member. If survivorship benefits under option 2 are elected and the member at the time of death would have been eligible to receive an actuarial equivalent of the member's retirement allowance, the designated beneficiary may further elect to defer the option 2 payments until the date the member would have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section;

(b) If the member or a person retired on disability retirement dies before attaining age fifty-five but after acquiring five but fewer than twenty-five years of creditable service, and the person named as the member's beneficiary has an insurable interest in the life of the deceased member, the designated beneficiary may elect to receive either a payment of the member's accumulated contributions, or survivorship benefits under option 2 to begin on the date the member would first have been eligible to receive an actuarial equivalent of the member's retirement allowance, or to begin on the date the member would first have been eligible to receive the retirement allowance provided in subsection 1 or 2 of this section.

4. If the total of the retirement or disability allowance paid to an individual before the death of the individual is less than the accumulated contributions at the time of retirement, the difference shall be paid to the beneficiary of the individual, or to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the individual in that order of precedence. If an optional benefit as provided in option 2, 3 or 4 in subsection 3 of this section had been elected, and the beneficiary dies after receiving the optional benefit, and if the total retirement allowance paid to the retired individual and the beneficiary of the retired individual is less than the total of the contributions, the difference shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence, unless the retired individual designates a different recipient with the board at or after retirement.

5. If a member dies and his or her financial institution is unable to accept the final payment or payments due to the member, the final payment or payments shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated. If the beneficiary of a deceased member dies and his or her financial institution is unable to accept the final payment or payments, the final payment or payments shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the member, in that order of precedence, unless otherwise stated.

6. If a member dies before receiving a retirement allowance, the member's accumulated contributions at the time of the death of the member shall be paid to the beneficiary of the member or, if there is no beneficiary, to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or to the estate of the member, in that order of precedence; except that, no such payment shall be made if the beneficiary elects option 2 in subsection 3 of this section, unless the beneficiary dies before having received benefits pursuant to that subsection equal to the accumulated contributions of the member, in which case the amount of accumulated contributions in excess of the total benefits paid pursuant to that subsection shall be paid to the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the beneficiary, in that order of precedence.

7. If a member ceases to be a public school employee as herein defined and certifies to the board of trustees that such cessation is permanent, or if the membership of the person is otherwise terminated, the member shall be paid the member's accumulated contributions with interest.

8. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, if a member ceases to be a public school employee after acquiring five or more years of membership service in Missouri, the member may at the option of the member leave the member's contributions with the retirement system and claim a retirement allowance any time after reaching the minimum age for voluntary retirement. When the member's claim is presented to the board, the member shall be granted an allowance as provided in sections 169.010 to 169.141 on the basis of the member's age, years of service, and the provisions of the law in effect at the time the member requests the member's retirement to become effective.

9. The retirement allowance of a member retired because of disability shall be nine-tenths of the allowance to which the member's creditable service would entitle the member if the member's age were sixty, or fifty percent of one-twelfth of the annual salary rate used in determining the member's contributions during the last school year for which the member received a year of creditable service immediately prior to the member's disability, whichever is greater, except that no such allowance shall exceed the retirement allowance to which the member would have been entitled upon retirement at age sixty if the member had continued to teach from the date of disability until age sixty at the same salary rate.

10. Notwithstanding any provisions of sections 169.010 to 169.141 to the contrary, from October 13, 1961, the contribution rate pursuant to sections 169.010 to 169.141 shall be multiplied by the factor of two-thirds for any member of the system for whom federal Old Age and Survivors Insurance tax is paid from state or local tax funds on account of the member's employment entitling the person to membership in the system. The monetary benefits for a member who elected not to exercise an option to pay into the system a retroactive contribution of four percent on that part of the member's annual salary rate which was

in excess of four thousand eight hundred dollars but not in excess of eight thousand four hundred dollars for each year of employment in a position covered by this system between July 1, 1957, and July 1, 1961, as provided in subsection 10 of this section as it appears in RSMo, 1969, shall be the sum of:

- (1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;
- (2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;
- (3) For years of membership service after July 1, 1957, and prior to July 1, 1961, the benefits provided in this section as it appears in RSMo, 1959; except that if the member has at least thirty years of creditable service at retirement the member shall receive the benefit payable pursuant to that section as though the member's age were sixty-five at retirement;
- (4) For years of membership service after July 1, 1961, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

11. The monetary benefits for each other member for whom federal Old Age and Survivors Insurance tax is or was paid at any time from state or local funds on account of the member's employment entitling the member to membership in the system shall be the sum of:

- (1) For years of service prior to July 1, 1946, six-tenths of the full amount payable for years of membership service;
- (2) For years of membership service after July 1, 1946, in which the full contribution rate was paid, full benefits under the formula in effect at the time of the member's retirement;
- (3) For years of membership service after July 1, 1957, in which the two-thirds contribution rate was paid, two-thirds of the benefits under the formula in effect at the time of the member's retirement.

12. Any retired member of the system who was retired prior to September 1, 1972, or beneficiary receiving payments under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 1, 1972, will be eligible to receive an increase in the retirement allowance of the member of two percent for each year, or major fraction of more than one-half of a year, which the retired member has been retired prior to July 1, 1975. This increased amount shall be payable commencing with January, 1976, and shall thereafter be referred to as the member's retirement allowance. The increase provided for in this subsection shall not affect the retired member's eligibility for compensation provided for in section 169.580 or 169.585, nor shall the amount being paid pursuant to these sections be reduced because of any increases provided for in this section.

13. If the board of trustees determines that the cost of living, as measured by generally accepted standards, increases two percent or more in the preceding fiscal year, the board shall increase the retirement allowances which the retired members or beneficiaries are receiving by two percent of the amount being received by the retired member or the beneficiary at the time the annual increase is granted by the board with the provision that the increases provided for in this subsection shall not become effective until the fourth January first following the member's retirement or January 1, 1977, whichever later occurs, or in the case of any member retiring on or after July 1, 2000, the increase provided for in this subsection shall not become effective until the third January first following the member's retirement, or in the case

of any member retiring on or after July 1, 2001, the increase provided for in this subsection shall not become effective until the second January first following the member's retirement. Commencing with January 1, 1992, if the board of trustees determines that the cost of living has increased five percent or more in the preceding fiscal year, the board shall increase the retirement allowances by five percent. The total of the increases granted to a retired member or the beneficiary after December 31, 1976, may not exceed eighty percent of the retirement allowance established at retirement or as previously adjusted by other subsections. If the cost of living increases less than five percent, the board of trustees may determine the percentage of increase to be made in retirement allowances, but at no time can the increase exceed five percent per year. If the cost of living decreases in a fiscal year, there will be no increase in allowances for retired members on the following January first.

14. The board of trustees may reduce the amounts which have been granted as increases to a member pursuant to subsection 13 of this section if the cost of living, as determined by the board and as measured by generally accepted standards, is less than the cost of living was at the time of the first increase granted to the member; except that, the reductions shall not exceed the amount of increases which have been made to the member's allowance after December 31, 1976.

15. Any application for retirement shall include a sworn statement by the member certifying that the spouse of the member at the time the application was completed was aware of the application and the plan of retirement elected in the application.

16. Notwithstanding any other provision of law, any person retired prior to September 28, 1983, who is receiving a reduced retirement allowance under option 1 or option 2 of subsection 3 of this section, as such option existed prior to September 28, 1983, and whose beneficiary nominated to receive continued retirement allowance payments under the elected option dies or has died, shall upon application to the board of trustees have his or her retirement allowance increased to the amount he or she would have been receiving had the option not been elected, actuarially adjusted to recognize any excessive benefits which would have been paid to him or her up to the time of application.

17. Benefits paid pursuant to the provisions of the public school retirement system of Missouri shall not exceed the limitations of Section 415 of Title 26 of the United States Code except as provided pursuant to this subsection. Notwithstanding any other law to the contrary, the board of trustees may establish a benefit plan pursuant to Section 415(m) of Title 26 of the United States Code. Such plan shall be created solely for the purpose described in Section 415(m)(3)(A) of Title 26 of the United States Code. The board of trustees may promulgate regulations necessary to implement the provisions of this subsection and to create and administer such benefit plan.

18. Notwithstanding any other provision of law to the contrary, any person retired before, on, or after May 26, 1994, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive an amount based on the person's years of service so that the total amount received pursuant to sections 169.010 to 169.141 shall be at least the minimum amounts specified in subdivisions (1) to (4) of this subsection. In determining the minimum amount to be received, the amounts in subdivisions (3) and (4) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance. In determining the minimum amount to be received, beginning September 1, 1996,

the amounts in subdivisions (1) and (2) of this subsection shall be adjusted in accordance with the actuarial adjustment, if any, that was applied to the person's retirement allowance due to election of an optional form of retirement having a continued monthly payment after the person's death. Notwithstanding any other provision of law to the contrary, no person retired before, on, or after May 26, 1994, and no beneficiary of such a person, shall receive a retirement benefit pursuant to sections 169.010 to 169.141 based on the person's years of service less than the following amounts:

- (1) Thirty or more years of service, one thousand two hundred dollars;
- (2) At least twenty-five years but less than thirty years, one thousand dollars;
- (3) At least twenty years but less than twenty-five years, eight hundred dollars;
- (4) At least fifteen years but less than twenty years, six hundred dollars.

19. Notwithstanding any other provisions of law to the contrary, any person retired prior to May 26, 1994, and any designated beneficiary of such a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement or aging and upon request shall give written or oral opinions to the board in response to such requests. Beginning September 1, 1996, as compensation for such service, the member shall have added, pursuant to this subsection, to the member's monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. Beginning September 1, 1999, the designated beneficiary of the deceased member shall as compensation for such service have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to the lesser of sixty dollars or the product of two dollars multiplied by the member's number of years of creditable service. The total compensation provided by this section including the compensation provided by this subsection shall be used in calculating any future cost-of-living adjustments provided by subsection 13 of this section.

20. Any member who has retired prior to July 1, 1998, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties the person shall receive a payment equivalent to eight and seven-tenths percent of the previous month's benefit, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

21. Any member who has retired shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such request. As compensation for such duties, the beneficiary of the retired member, or, if there is no beneficiary, the surviving spouse, surviving children in equal shares, surviving parents in equal shares, or estate of the retired member, in that order of precedence, shall receive as a part of compensation for these duties a death benefit of five thousand dollars.

22. Any member who has retired prior to July 1, 1999, and the designated beneficiary of a retired member who was deceased prior to July 1, 1999, shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall

give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall have added, pursuant to this subsection, to the monthly annuity as provided by this section a dollar amount equal to five dollars times the member's number of years of creditable service.

23. Any member who has retired prior to July 1, 2000, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a payment equivalent to three and five-tenths percent of the previous month's benefit, which shall be added to the member or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.

24. Any member who has retired prior to July 1, 2001, and the designated beneficiary of a deceased retired member shall be made, constituted, appointed and employed by the board as a special consultant on the matters of education, retirement and aging, and upon request shall give written or oral opinions to the board in response to such requests. As compensation for such duties, the person shall receive a dollar amount equal to three dollars times the member's number of years of creditable service, which shall be added to the member's or beneficiary's monthly annuity and which shall not be subject to the provisions of subsections 13 and 14 of this section for the purposes of the limit on the total amount of increases which may be received.”; and

Further amend the title and enacting clause accordingly.

Senator Beck moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 898, Page 30-31, Section 105.688, by striking all of said section from the bill; and

Further amend the title and enacting clause accordingly.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Black moved that **SS** for **SB 898**, as amended, be adopted, which motion prevailed.

On motion of Senator Black, **SS** for **SB 898**, as amended, was declared perfected and ordered printed.

Senator Razer moved that **SB 964**, with **SS** and **SA 5** (pending), be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

SA 5 was again taken up.

At the request of Senator Razer, **SS** for **SB 964** was withdrawn, rendering **SA 5** moot.

Senator Razer offered **SS No. 2** for **SB 964**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 964

An Act to amend chapters 9, 10, 226, and 227, RSMo, by adding thereto twenty new sections relating to state designations.

Senator Razer moved that **SS No. 2** for **SB 964** be adopted.

Senator Fitzwater offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 964, Page 3, Section 9.386, Line 6, by inserting after all of said line the following:

“9.388. The second Tuesday of April of each year is hereby designated as “Celia Day” in Missouri in honor of Celia, an enslaved woman who lived in Callaway County. The teachers and students of the schools of this state are encouraged to observe the day with age-appropriate instruction regarding Celia and her story.”; and

Further amend said bill, page 6, section 227.839, line 6, by inserting after all of said line the following:

“227.840. The portion of U.S. Highway 54 from one mile east of the bridge over the Middle River to one mile west of the bridge over the Middle River in Callaway County shall be designated as “Celia Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.”; and

Further amend the title and enacting clause accordingly.

Senator Fitzwater moved that the above amendment be adopted, which motion prevailed.

Senator Razer moved that **SS No. 2** for **SB 964**, as amended, be adopted, which motion prevailed.

On motion of Senator Razer, **SS No. 2** for **SB 964**, as amended, was declared perfected and ordered printed.

REFERRALS

President Pro Tem Rodwen referred **HB 2287** to the Committee on Fiscal Oversight.

INTRODUCTION OF GUESTS

Senator Fitzwater introduced to the Senate, Austin Wilhite; Micah Harris; Trisha Reno; and Doris Stone, Fulton.

On behalf of Senator Hoskins, Senator Fitzwater introduced to the Senate, Jeff Drury; Derek Nevels; Joe Holtcamp; Kelly Williams, Higginsville; Troy Woutzke; and Kendal Hewing, Odessa.

Senator Bernskoetter introduced to the Senate, Tobey Bennet, Matthew Morison; Joe Lay; Matthew Lumley; Cole Pennewell; Clayton Kemp; Tim Thoenen; and Jacob Rose.

Senator Rizzo introduced to the Senate, Paul Biesemeyer; Adam Heater; and Robbie Salsman, Independence.

Senator Beck introduced to the Senate, Travis Fisher; Dustin Thomas; Mike Bryant; Chris Long; Greg Tall; Jason Houvenagle; and Ryan VanDillen.

Senator Moon introduced to the Senate, Joplin Highschool Constitutional coach, Will Keczkemethy; team, Aidan Koch; Megan Meeker; Jackson Rhine; Asa Bodenhorn; Abigal Eckert; and Josef Schuller.

On behalf of Senate Bean, Senator Black introduced to the Senate, Dustin Flint; and Dustin Harris, Kennett.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Tuesday, April 9, 2024.

SENATE CALENDAR

FORTY-SIXTH DAY-TUESDAY, APRIL 9, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HBs 2432, 2482 & 2543
 HB 2142-Baker
 HCS for HBs 2628 & 2603
 HCS for HBs 1948, 2066, 1721 & 2276
 HB 2274-Smith (155)
 HCS for HB 2227
 HB 1516-Murphy
 HCS for HB 1413
 HCS for HBs 2626 & 1918
 HCS for HBs 1692 & 1748
 HCS for HB 1746
 HB 2170-Gregory
 HB 2082-Gregory
 HB 2320-Seitz
 HCS for HB 1483
 HCS for HBs 1900, 1591 & 2515
 HCS for HRB 1
 HCS for HB 1533
 HB 1870-Taylor (48)
 HB 2084-Banderman
 HCS for HBs 1777, 2203, 2059 & 2502
 HCS#2 for HJR 78

HCS for HB 1481
 HB 1707-Myers
 HB 2098-Thompson
 HCS for HB 2140
 HCS for HB 2087
 HCS for HB 2058
 HCS for HJRs 86, 72 & 119
 HB 2280-Veit
 HCS for HBs 1818 & 2345
 HCS for HB 2002
 HCS for HB 2003
 HCS for HB 2004
 HCS for HB 2005
 HCS for HB 2006
 HCS for HB 2007
 HCS for HB 2008
 HCS for HB 2009
 HCS for HB 2010
 HCS for HB 2011
 HCS for HB 2012
 HCS for HB 2013
 HCS for HB 2015

HCS for HB 2017
HCS for HB 2018

HCS for HB 2019
HCS for HB 2020

THIRD READING OF SENATE BILLS

SS for SJR 78-Brown (26) (In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 734-Eigel, with SCS | 20. SB 884-Roberts, with SCS |
| 2. SB 735-Eigel and Moon, with SCS | 21. SB 1393-O'Laughlin |
| 3. SB 1036-Razer, with SCS | 22. SB 907-Carter |
| 4. SB 1391-Luetkemeyer, with SCS | 23. SB 869-Moon, et al |
| 5. SB 751-Brown (16) | 24. SB 1029-Moon |
| 6. SB 757-O'Laughlin, with SCS | 25. SB 753-Brown (16) |
| 7. SB 936-Bernskoetter, with SCS | 26. SB 826-Koenig |
| 8. SB 1388-Razer | 27. SB 789-Razer |
| 9. SB 1422-Black, with SCS | 28. SB 829-Rowden, with SCS |
| 10. SB 890-Mosley | 29. SB 969-Washington |
| 11. SB 1296-O'Laughlin | 30. SB 1099-Washington |
| 12. SB 844-Bernskoetter | 31. SB 1468-Luetkemeyer, with SCS |
| 13. SB 768-Thompson Rehder, with SCS | 32. SB 1200-Trent, with SCS |
| 14. SB 1266-Luetkemeyer, with SCS | 33. SB 1070-McCreery, with SCS |
| 15. SB 1379-Arthur | 34. SB 817-Brown (26) |
| 16. SB 1362-Crawford | 35. SB 1340-Bernskoetter |
| 17. SB 1155-Mosley | 36. SB 819-Brown (26), with SCS |
| 18. SB 1326-McCreery | 37. SB 812-Coleman |
| 19. SB 1277-Black | 38. SB 1001-Koenig |

HOUSE BILLS ON THIRD READING

HCS for HB 2634 (Coleman)
HB 1488-Shields (Arthur)
HB 1803-Thompson (Crawford)
HCS for HB 2016 (Hough)
HB 1495-Griffith (Black)

HB 2057-Keathley
HB 1909-Taylor (48) (Gannon)
HCS for HB 1511 (Brown (26))
HB 2287-Christofanelli (In Fiscal Oversight)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot, with SS & SA 1 (pending)	SB 830-Rowden, with SS, SA 2 & point of order (pending)
SB 740-Cierpiot, with SCS	SB 845-Bernskoetter
SB 742-Arthur, with SS (pending)	SB 847-Hough, with SCS, SS for SCS & SA 1 (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)	SB 848-Hough
SB 748-Hough	SB 850-Brown (16)
SB 750-Hough, with SCS & SA 1 (pending)	SB 876-Bean, with SCS & SS for SCS (pending)
SBs 767 & 1342-Thompson Rehder, with SCS	SB 903-Schroer
SB 772-Gannon	SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending)
SB 778-Eslinger, with SS & SA 1 (pending)	SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending)
SB 782-Bean, with SCS	SB 1199-Trent
SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending)	SB 1207-Hoskins, with SS & SA 1 (pending)
SB 801-Fitzwater, with SCS	SB 1375-Eslinger
SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending)	SB 1392-Trent
SB 818-Brown (26) and Coleman, with SS & SA 2 (pending)	

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-SIXTH DAY - TUESDAY, APRIL 9, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

“Do not forget my teaching, but let your heart keep my commandments; for length of days and years of life and abundant welfare they will give you.” (Proverbs 3:1-2 NRSV)

Heavenly Father, as we continue the work set before us, help us not to forget Your teachings so that we may keep Your commandments as we work with one another on matters of importance to our state and its citizens. We ask for Your continued protection for those in our State’s Highway Patrol and National Guard who are in Texas at the border. We also ask for Your protection on the men and women from our state who are serving in the military, and especially for those who are in the middle east right now. Protect them and their families while they are away. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU 8 and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The Senate observed a moment of silence for Serhiy Konoval.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator Brattin offered Senate Resolution No. 881, regarding Kristin and Brian Dyer, Warrensburg, which was adopted.

Senator Cierpiot offered Senate Resolution No. 882, regarding Sandy Langsford-Cox and Brad Cox, Lee's Summit, which was adopted.

Senator Cierpiot offered Senate Resolution No. 883, regarding N. B. "Buck" Langsford Jr., Lee's Summit, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS** for **SJR 78**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

THIRD READING OF SENATE BILLS

SS for **SJR 78**, introduced by Senator Brown (26), entitled:

**SENATE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NO. 78**

Joint Resolution submitting to the qualified voters of Missouri, an amendment repealing sections 2 and 3 of article VIII of the Constitution of Missouri, and adopting three new sections in lieu thereof relating to elections.

Was taken up.

On motion of Senator Brown (26), **SS** for **SJR 78** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden
Schroer	Thompson Rehder	Trent—24				

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Roberts	Williams—9					

Absent—Senator Washington—1

Absent with leave—Senators—None

Vacancies—None

The President declared the joint resolution passed.

On motion of Senator Brown (26), title to the joint resolution was agreed to.

Senator Brown (26) moved that the vote by which the joint resolution passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Having voted on the prevailing side, Senator Brown (26) moved that the vote by which **SS** for **SCS** for **SB 1351**, was 3rd read and finally passed be reconsidered, which motion prevailed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)	Cierpiot	Coleman
Crawford	Eslinger	Fitzwater	Gannon	Hough	Koenig	Luetkemeyer

O'Laughlin Washington	Razer Williams—23	Rizzo	Rowden	Schroer	Thompson Rehder	Trent
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NAYS—Senators						
Arthur McCreery	Beck Moon	Brattin Mosley	Carter Roberts—11	Eigel	Hoskins	May

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

On motion of Senator Luetkemeyer, **SS** for **SCS** for **SB 1351** was read the 3rd time and passed by the following vote:

YEAS—Senators						
Bean	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)	Coleman	Crawford
Eslinger	Fitzwater	Gannon	Hough	Koenig	Luetkemeyer	Mosley
O'Laughlin	Razer	Rizzo	Rowden	Schroer	Thompson Rehder	Trent
Washington	Williams—23					

NAYS—Senators						
Arthur McCreery	Beck Moon	Brattin Roberts—10	Carter	Eigel	Hoskins	May

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Luetkemeyer, title to the bill was agreed to.

Senator Luetkemeyer moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator Fitzwater assumed the Chair.

HOUSE BILLS ON THIRD READING

HCS for **HB 2634**, entitled:

An Act to repeal sections 188.015, 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof seven new sections relating to health care, with an emergency clause.

Was taken up by Senator Coleman.

Senator Coleman offered **SS** for **HCS** for **HB 2634**, entitled:

SENATE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2634

An Act to repeal sections 188.015, 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof seven new sections relating to health care.

Senator McCreery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Committee Substitute for House Bill No. 2634, Page 1, Section A, Line 5, by inserting after all of said line the following:

“1.205. 1. The general assembly of this state finds that:

(1) The life of each human being begins at conception;

(2) Unborn children have protectable interests in life, health, and well-being;

(3) The natural parents of unborn children have protectable interests in the life, health, and well-being of their unborn child.

2. Effective January 1, 1988, the laws of this state shall be interpreted and construed to acknowledge on behalf of the unborn child at every stage of development, all the rights, privileges, and immunities available to other persons, citizens, and residents of this state, subject only to the Constitution of the United States, and decisional interpretations thereof by the United States Supreme Court and specific provisions to the contrary in the statutes and constitution of this state.

3. As used in this section, the term “unborn children” or “unborn child” shall include all unborn child or children or the offspring of human beings from the moment of conception until birth at every stage of biological development, **but shall not apply to human embryos created through in vitro fertilization prior to successful implantation in the uterus.**

4. Nothing in this section shall be interpreted as creating a cause of action against a woman for indirectly harming her unborn child by failing to properly care for herself or by failing to follow any particular program of prenatal care.”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Bean assumed the Chair.

Senator Gannon assumed the Chair.

Senator Bean assumed the Chair.

Senator Trent assumed the Chair.

Senator Bean assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Black assumed the Chair.

Senator Rowden assumed the Chair.

At the request of Senator Coleman, **SS** for **HCS** for **HB 2634** was withdrawn, rendering **SA 1** moot.

Senator Coleman offered **SS No. 2** for **HCS** for **HB 2634**, entitled:

SENATE SUBSTITUTE NO. 2 FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2634

An Act to repeal sections 188.015, 188.220, 208.152, 208.153, 208.164, and 208.659, RSMo, and to enact in lieu thereof seven new sections relating to health care, with an emergency clause.

Senator Coleman moved that **SS No. 2** for **HCS** for **HB 2634** be adopted, which motion prevailed.

On motion of Senator Coleman, **SS No. 2** for **HCS** for **HB 2634** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (26th Dist.)	Carter	Cierpiot
Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden	Schroer
Thompson Rehder	Trent—23					

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Roberts	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senator Brown (16th Dist.)—1

Vacancies—None

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Brattin	Brown (26th Dist.)	Carter	Cierpiot
Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	Moon	O'Laughlin	Rowden	Schroer
Thompson Rehder	Trent—23					

NAYS—Senators

Arthur	Beck	May	McCreery	Mosley	Razer	Rizzo
Roberts	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senator Brown (16th Dist.)—1

Vacancies—None

On motion of Senator Coleman, title to the bill was agreed to.

Senator Coleman moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS No. 2** for **SB 964** and **SS** for **SB 898**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

INTRODUCTION OF GUESTS

Senator Crawford introduced to the Senate, members of the Missouri Association of Counties.

Senator Gannon introduced to the Senate, her son, Jason; and her grandson, Amir, Notting Hill, London; and Amir was made an honorary page.

Senator Fitzwater introduced to the Senate, St. Peters Catholic School students; and Baylee Bowen; and Baylee was made an honorary page.

Senator Williams introduced to the Senate, Chris Kilbride; Lisa Glover Jones; Jennifer Lottwes; Joawne Soudah.

On behalf of Senator Beck, Senator Williams introduced, Janette Schonberg, Affton.

Senator Arthur introduced to the Senate, Leadership Northland, Kansas City.

Senator Razer introduced to the Senate, Kyle Wilkens; and his son, John, Higginsville.

On motion of Senator O'Laughlin, the Senate adjourned until 2:00 p.m., Wednesday, April 10, 2024.

SENATE CALENDAR

FORTY-SEVENTH DAY—WEDNESDAY, APRIL 10, 2024

FORMAL CALENDAR**HOUSE BILLS ON SECOND READING**

HCS HBs 2432, 2482 & 2543

HB 2142-Baker

HCS for HBs 2628 & 2603

HCS for HBs 1948, 2066, 1721 & 2276

HB 2274-Smith (155)

HCS for HB 2227

HB 1516-Murphy

HCS for HB 1413

HCS for HBs 2626 & 1918

HCS for HBs 1692 & 1748

HCS for HB 1746

HB 2170-Gregory

HB 2082-Gregory	HCS for HBs 1818 & 2345
HB 2320-Seitz	HCS for HB 2002
HCS for HB 1483	HCS for HB 2003
HCS for HBs 1900, 1591 & 2515	HCS for HB 2004
HCS for HRB 1	HCS for HB 2005
HCS for HB 1533	HCS for HB 2006
HB 1870-Taylor (48)	HCS for HB 2007
HB 2084-Banderman	HCS for HB 2008
HCS for HBs 1777, 2203, 2059 & 2502	HCS for HB 2009
HCS#2 for HJR 78	HCS for HB 2010
HCS for HB 1481	HCS for HB 2011
HB 1707-Myers	HCS for HB 2012
HB 2098-Thompson	HCS for HB 2013
HCS for HB 2140	HCS for HB 2015
HCS for HB 2087	HCS for HB 2017
HCS for HB 2058	HCS for HB 2018
HCS for HJRs 86, 72 & 119	HCS for HB 2019
HB 2280-Veit	HCS for HB 2020

THIRD READING OF SENATE BILLS

SS#2 for SB 964-Razer	SS for SB 898-Black
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SENATE BILLS FOR PERFECTION

1. SB 734-Eigel, with SCS	15. SB 1379-Arthur
2. SB 735-Eigel and Moon, with SCS	16. SB 1362-Crawford
3. SB 1036-Razer, with SCS	17. SB 1155-Mosley
4. SB 1391-Luetkemeyer, with SCS	18. SB 1326-McCreery
5. SB 751-Brown (16)	19. SB 1277-Black
6. SB 757-O'Laughlin, with SCS	20. SB 884-Roberts, with SCS
7. SB 936-Bernskoetter, with SCS	21. SB 1393-O'Laughlin
8. SB 1388-Razer	22. SB 907-Carter
9. SB 1422-Black, with SCS	23. SB 869-Moon, et al
10. SB 890-Mosley	24. SB 1029-Moon
11. SB 1296-O'Laughlin	25. SB 753-Brown (16)
12. SB 844-Bernskoetter	26. SB 826-Koenig
13. SB 768-Thompson Rehder, with SCS	27. SB 789-Razer
14. SB 1266-Luetkemeyer, with SCS	28. SB 829-Rowden, with SCS

- | | |
|-----------------------------------|---------------------------------|
| 29. SB 969-Washington | 34. SB 817-Brown (26) |
| 30. SB 1099-Washington | 35. SB 1340-Bernskoetter |
| 31. SB 1468-Luetkemeyer, with SCS | 36. SB 819-Brown (26), with SCS |
| 32. SB 1200-Trent, with SCS | 37. SB 812-Coleman |
| 33. SB 1070-McCreery, with SCS | 38. SB 1001-Koenig |

HOUSE BILLS ON THIRD READING

- | | |
|------------------------------------|------------------------------|
| HB 1488-Shields (Arthur) | HB 1909-Taylor (48) (Gannon) |
| HB 1803-Thompson (Crawford) | HCS for HB 1511 (Brown (26)) |
| HCS for HB 2016 (Hough) | HB 2287-Christofanelli |
| HB 1495-Griffith (Black) | (In Fiscal Oversight) |
| HB 2057-Keathley (Thompson Rehder) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 830-Rowden, with SS, SA 2 & point of order (pending) |
| SB 740-Cierpiot, with SCS | SB 845-Bernskoetter |
| SB 742-Arthur, with SS (pending) | SB 847-Hough, with SCS, SS for SCS & SA 1 (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 848-Hough |
| SB 748-Hough | SB 850-Brown (16) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SBs 767 & 1342-Thompson Rehder, with SCS | SB 903-Schroer |
| SB 772-Gannon | SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending) |
| SB 782-Bean, with SCS | SB 1199-Trent |
| SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 801-Fitzwater, with SCS | SB 1375-Eslinger |
| SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending) | SB 1392-Trent |
| SB 818-Brown (26) and Coleman, with SS & SA 2 (pending) | |

RESOLUTIONS

- | | |
|--------------|-------------|
| SR 557-Eigel | SR 561-Moon |
| SR 558-Eigel | SR 562-Moon |

SR 563-Moon
SR 631-May

SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-SEVENTH DAY - WEDNESDAY, APRIL 10, 2024

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Steven George offered the following prayer:

"Pride goes before destruction, and a haughty spirit before a fall." (Proverbs 16:18 NRSV)

Almighty God, we ask that You would grant us the wisdom and grace to work with one another in humility, acknowledging our own limitations and shortcomings. Help us to set aside pride and self-interest as we carry out the responsibilities entrusted to us. Grant us the humility to listen to one another, to consider diverse perspectives with respect, and to make decisions that reflect Your wisdom and compassion for the benefit of all those whom we serve. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV and Nexstar Media Group were give permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts
Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—34	

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—None

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 884, regarding Mary Feldkamp, LaGrange, which was adopted.

Senator Brown (16) offered Senate Resolution No. 885, regarding childcare providers of Phelps County, which was adopted.

Senators Brown (16) and Brown (26) offered Senate Resolution No. 886, regarding Steve Vogt, Belle, which was adopted.

Senators Brown (16) and Brown (26) offered Senate Resolution No. 887, regarding Alice Taylor, Belle, which was adopted.

Senator Eigel offered Senate Resolution No. 888, regarding The Soda Museum and Main Street Arcade, St. Charles, which was adopted.

Senator Brown (26) offered Senate Resolution No. 889, regarding Eureka High School library, Eureka, which was adopted.

Senator Schroer offered Senate Resolution No. 890, regarding Beverly Lafaver, Lake St. Louis, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Thompson Rehder moved that **SBs 767 and 1342**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SBs 767 and 1342**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 767 and 1342

An Act to repeal sections 451.040, 451.080, and 451.090, RSMo, and to enact in lieu thereof three new sections relating to the age of marriage, with existing penalty provisions.

Was taken up.

Senator Thompson Rehder moved that **SCS** for **SBs 767 and 1342** be adopted.

Senator Thompson Rehder offered **SS** for **SCS** for **SBs 767 and 1342**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILLS NOS. 767 and 1342

An Act to repeal sections 451.040, 451.080, 451.090, and 452.355, RSMo, and to enact in lieu thereof four new sections relating to marriage, with penalty provisions.

Senator Thompson Rehder moved that **SS** for **SCS** for **SBs 767 and 1342** be adopted.

Senator Hough assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Bean assumed the Chair.

Senator Brattin offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 767 & 1342, Page 7, Section 452.355, Line 40, by inserting after all of said line the following:

“452.425. Any court order for the custody of, or visitation with, a child [may] **shall** include a provision that the sheriff or other law enforcement officer shall enforce the rights of any person to custody or visitation unless the court issues a subsequent order pursuant to chapter 210, 211, 452 or 455 to limit or

deny the custody of, or visitations with, the child. Such sheriff or law enforcement officer shall not remove a child from a person who has actual physical custody of the child unless such sheriff or officer is shown a court order or judgment which clearly and convincingly verifies that such person is not entitled to the actual physical custody of the child, and there are not other exigent circumstances that would give the sheriff or officer reasonable suspicion to believe that the child would be harmed or that the court order presented to the sheriff or officer may not be valid.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted, which motion prevailed.

Senator Fitzwater assumed the Chair.

Senator Arthur offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bills Nos. 767 & 1342, Page 7, Section 452.355, Line 40, by inserting after all of said line the following:

“452.375. 1. As used in this chapter, unless the context clearly indicates otherwise:

(1) “Custody” means joint legal custody, sole legal custody, joint physical custody or sole physical custody or any combination thereof;

(2) “Joint legal custody” means that the parents share the decision-making rights, responsibilities, and authority relating to the health, education and welfare of the child, and, unless allocated, apportioned, or decreed, the parents shall confer with one another in the exercise of decision-making rights, responsibilities, and authority;

(3) “Joint physical custody” means an order awarding each of the parents significant, but not necessarily equal, periods of time during which a child resides with or is under the care and supervision of each of the parents. Joint physical custody shall be shared by the parents in such a way as to assure the child of frequent, continuing and meaningful contact with both parents;

(4) “Third-party custody” means a third party designated as a legal and physical custodian pursuant to subdivision (5) of subsection 5 of this section.

2. The court shall determine custody in accordance with the best interests of the child. There shall be a rebuttable presumption that an award of equal or approximately equal parenting time to each parent is in the best interests of the child. Such presumption is rebuttable only by a preponderance of the evidence in accordance with all relevant factors, including, but not limited to, the factors contained in subdivisions (1) to [(8)] (9) of this subsection. The presumption may be rebutted if the court finds that the parents have reached an agreement on all issues related to custody, or if the court finds that a pattern of domestic violence has occurred as set out in subdivision [(6)] (7) of this subsection. When the parties have not reached an agreement on all issues related to custody, the court shall consider all relevant factors and enter written findings of fact and conclusions of law, including, but not limited to, the following:

(1) The wishes of the child's parents as to custody and the proposed parenting plan submitted by both parties;

(2) The needs of the child for a frequent, continuing and meaningful relationship with both parents and the ability and willingness of parents to actively perform their functions as mother and father for the needs of the child;

(3) The interaction and interrelationship of the child with parents, siblings, and any other person who may significantly affect the child's best interests;

(4) Which parent is more likely to allow the child frequent, continuing and meaningful contact with the other parent **and the willingness and ability of parents to cooperate in the rearing of their child, to maximize sharing information and minimize exposure of the child to parental conflict, and to utilize methods for resolving disputes regarding any major decision concerning the life of the child;**

(5) The child's adjustment to the child's home, school, and community **and the child's physical, emotional, educational, and other needs.** The fact that a parent sends his or her child or children to a home school, as defined in section 167.031, shall not be the sole factor that a court considers in determining custody of such child or children;

(6) The mental and physical health of all individuals involved, including **the mental health or substance abuse history experienced by either parent;**

(7) Any history of abuse of any individuals involved, **including domestic and child abuse. In determining whether the presumption is rebutted by a pattern of domestic violence, the court shall consider the nature and context of the domestic violence and the implications of the domestic violence for parenting and for the child's safety, well-being, and developmental needs.** If the court finds that a pattern of domestic violence as defined in section 455.010 has occurred, and, if the court also finds that awarding custody to the abusive parent is in the best interest of the child, then the court shall enter written findings of fact and conclusions of law. Custody and visitation rights shall be ordered in a manner that best protects the child and any other child or children for whom the parent has custodial or visitation rights, and the parent or other family or household member who is the victim of domestic violence from any further harm, **whether physical, verbal, emotional, or psychological;**

[(7) The intention of either parent to relocate the principal residence of the child; and]

(8) [The unobstructed input of a child, free of coercion and manipulation, as to the child's custodial arrangement] **The distance between the residences of the parents seeking custody, including consideration of any relocation which has occurred or an intent to relocate; and**

(9) **The reasonable input of the child as to the child's custodian, if the court deems the child to be of sufficient ability, age, and maturity to express an independent, reliable preference and that such input is in the best interests of the child and will not be emotionally damaging, with due consideration of the influence that a parent may have on the child's input.**

3. (1) In any court proceedings relating to custody of a child, the court shall not award custody or unsupervised visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any of the following offenses when a child was the victim:

(a) A felony violation of section 566.030, 566.031, 566.032, 566.060, 566.061, 566.062, 566.064, 566.067, 566.068, 566.083, 566.100, 566.101, 566.111, 566.151, 566.203, 566.206, 566.209, 566.211, or 566.215;

- (b) A violation of section 568.020;
- (c) A violation of subdivision (2) of subsection 1 of section 568.060;
- (d) A violation of section 568.065;
- (e) A violation of section 573.200;
- (f) A violation of section 573.205; or
- (g) A violation of section 568.175.

(2) For all other violations of offenses in chapters 566 and 568 not specifically listed in subdivision (1) of this subsection or for a violation of an offense committed in another state when a child is the victim that would be a violation of chapter 566 or 568 if committed in Missouri, the court may exercise its discretion in awarding custody or visitation of a child to a parent if such parent or any person residing with such parent has been found guilty of, or pled guilty to, any such offense.

4. The general assembly finds and declares that it is the public policy of this state that frequent, continuing and meaningful contact with both parents after the parents have separated or dissolved their marriage is in the best interest of the child, except for cases where the court specifically finds that such contact is not in the best interest of the child, and that it is the public policy of this state to encourage parents to participate in decisions affecting the health, education and welfare of their children, and to resolve disputes involving their children amicably through alternative dispute resolution. In order to effectuate these policies, the general assembly encourages the court to enter a temporary parenting plan as early as practicable in a proceeding under this chapter, consistent with the provisions of subsection 2 of this section, and, in so doing, the court shall determine the custody arrangement which will best assure both parents participate in such decisions and have frequent, continuing and meaningful contact with their children so long as it is in the best interests of the child.

5. Prior to awarding the appropriate custody arrangement in the best interest of the child, the court shall consider each of the following as follows:

(1) Joint physical and joint legal custody to both parents, which shall not be denied solely for the reason that one parent opposes a joint physical and joint legal custody award. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(2) Joint physical custody with one party granted sole legal custody. The residence of one of the parents shall be designated as the address of the child for mailing and educational purposes;

(3) Joint legal custody with one party granted sole physical custody;

(4) Sole custody to either parent; or

(5) Third-party custody or visitation:

(a) When the court finds that each parent is unfit, unsuitable, or unable to be a custodian, or the welfare of the child requires, and it is in the best interests of the child, then custody, temporary custody or visitation may be awarded to a person related by consanguinity or affinity to the child. If no person related to the child by consanguinity or affinity is willing to accept custody, then the court may award custody to

any other person or persons deemed by the court to be suitable and able to provide an adequate and stable environment for the child. Before the court awards custody, temporary custody or visitation to a third person under this subdivision, the court shall make that person a party to the action;

(b) Under the provisions of this subsection, any person may petition the court to intervene as a party in interest at any time as provided by supreme court rule.

6. If the parties have not agreed to a custodial arrangement, or the court determines such arrangement is not in the best interest of the child, the court shall include a written finding in the judgment or order based on the public policy in subsection 4 of this section and each of the factors listed in subdivisions (1) to [(8)] (9) of subsection 2 of this section detailing the specific relevant factors that made a particular arrangement in the best interest of the child. If a proposed custodial arrangement is rejected by the court, the court shall include a written finding in the judgment or order detailing the specific relevant factors resulting in the rejection of such arrangement.

7. Upon a finding by the court that either parent has refused to exchange information with the other parent, which shall include but not be limited to information concerning the health, education and welfare of the child, the court shall order the parent to comply immediately and to pay the prevailing party a sum equal to the prevailing party's cost associated with obtaining the requested information, which shall include but not be limited to reasonable attorney's fees and court costs.

8. As between the parents of a child, no preference may be given to either parent in the awarding of custody because of that parent's age, sex, or financial status, nor because of the age or sex of the child. The court shall not presume that a parent, solely because of his or her sex, is more qualified than the other parent to act as a joint or sole legal or physical custodian for the child.

9. Any judgment providing for custody shall include a specific written parenting plan setting forth the terms of such parenting plan arrangements specified in subsection 8 of section 452.310. Such plan may be a parenting plan submitted by the parties pursuant to section 452.310 or, in the absence thereof, a plan determined by the court, but in all cases, the custody plan approved and ordered by the court shall be in the court's discretion and shall be in the best interest of the child.

10. After August 28, 2016, every court order establishing or modifying custody or visitation shall include the following language: "In the event of noncompliance with this order, the aggrieved party may file a verified motion for contempt. If custody, visitation, or third-party custody is denied or interfered with by a parent or third party without good cause, the aggrieved person may file a family access motion with the court stating the specific facts that constitute a violation of the custody provisions of the judgment of dissolution, legal separation, or judgment of paternity. The circuit clerk will provide the aggrieved party with an explanation of the procedures for filing a family access motion and a simple form for use in filing the family access motion. A family access motion does not require the assistance of legal counsel to prepare and file."

11. No court shall adopt any local rule, form, or practice requiring a standardized or default parenting plan for interim, temporary, or permanent orders or judgments. Notwithstanding any other provision of law to the contrary, a court may enter an interim order in a proceeding under this chapter, provided that the interim order shall not contain any provisions about child custody or a parenting schedule or plan without first providing the parties with notice and a hearing, unless the parties otherwise agree.

12. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, both parents shall have access to records and information pertaining to a minor child including, but not limited to, medical, dental, and school records. If the parent without custody has been granted restricted or supervised visitation because the court has found that the parent with custody or any child has been the victim of domestic violence, as defined in section 455.010, by the parent without custody, the court may order that the reports and records made available pursuant to this subsection not include the address of the parent with custody or the child. A court shall order that the reports and records made available under this subsection not include the address of the parent with custody if the parent with custody is a participant in the address confidentiality program under section 589.663. Unless a parent has been denied custody rights pursuant to this section or visitation rights under section 452.400, any judgment of dissolution or other applicable court order shall specifically allow both parents access to such records and reports.

13. Except as otherwise precluded by state or federal law, if any individual, professional, public or private institution or organization denies access or fails to provide or disclose any and all records and information, including, but not limited to, past and present dental, medical and school records pertaining to a minor child, to either parent upon the written request of such parent, the court shall, upon its finding that the individual, professional, public or private institution or organization denied such request without good cause, order that party to comply immediately with such request and to pay to the prevailing party all costs incurred, including, but not limited to, attorney's fees and court costs associated with obtaining the requested information.

14. An award of joint custody does not preclude an award of child support pursuant to section 452.340 and applicable supreme court rules. The court shall consider the factors contained in section 452.340 and applicable supreme court rules in determining an amount reasonable or necessary for the support of the child.

15. If the court finds that domestic violence or abuse as defined in section 455.010 has occurred, the court shall make specific findings of fact to show that the custody or visitation arrangement ordered by the court best protects the child and the parent or other family or household member who is the victim of domestic violence, as defined in section 455.010, and any other children for whom such parent has custodial or visitation rights from any further harm.”; and

Further amend the title and enacting clause accordingly.

Senator Arthur moved that the above amendment be adopted, which motion prevailed.

Senator Thompson Rehder moved that **SS for SCS for SBs 767 and 1342**, as amended, be adopted, which motion prevailed.

On motion of Senator Thompson Rehder, **SS for SCS for SBs 767 and 1342**, as amended, was declared perfected and ordered printed.

HOUSE BILLS ON THIRD READING

At the request of Senator Arthur, **HB 1488** was placed on the Informal Calendar.

HB 1803, introduced by Representative Thompson, entitled:

An Act to repeal section 30.753, RSMo, and to enact in lieu thereof one new section relating to the state treasurer's authority to invest in linked deposits.

Was taken up by Senator Crawford.

Senator Crawford offered **SS** for **HB 1803**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1803

An Act to repeal section 30.753, RSMo, and to enact in lieu thereof one new section relating to the state treasurer's authority to invest in linked deposits, with an emergency clause.

Senator Crawford moved that **SS** for **HB 1803** be adopted.

Senator Luetkemeyer assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1803, Page 1, In the Title, Lines 3-4, by striking “the state treasurer's authority to invest in linked deposits” and inserting in lieu thereof the following: “financial transactions involving public money”; and

Further amend said bill, page 2, Section 30.753, line 41, by inserting after all of said line the following:

“34.710. 1. The state, any agency of the state, any political subdivision of the state, or any instrumentality thereof, when engaged in procuring or letting contracts for any purpose shall ensure that bidders, offerors, or vendors are not discriminated against or given preferential treatment based on an environmental, social, and governance score.

2. For purposes of this section, the term “environmental, social, and governance score” means an evaluation conducted by an entity that takes into consideration one or more of the following:

(1) The use of energy and raw materials by the bidder, offeror, or vendor;

(2) Whether the bidder, offeror, or vendor spends funds on social welfare or makes charitable donations; and

(3) The environmental policies of the bidder, offeror, or vendor.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Roberts offered **SA 1** to **SA 1**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 1

Amend Senate Amendment No. 1 to Senate Substitute for House Bill No. 1803, Page 1, Section 34.710, Line 14, by inserting after “score” the following: **“as the motivating factor”**.

At the request of Senator Crawford, **HB 1803**, with **SS**, **SA 1**, and **SA 1 to SA 1** (pending), was placed on the Informal Calendar.

Senator Rowden assumed the Chair.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2719**, entitled:

An Act to repeal section 620.467, RSMo, and to enact in lieu thereof one new section relating to the division of tourism supplemental revenue fund.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SBs 767** and **1342**, begs leave to report that it has considered the same and recommends that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 1751**, begs leave to report that it has considered the same and recommends that the bill do pass.

INTRODUCTION OF GUESTS

Senator Bean introduced to the Senate, East Prairie High School State Championship Varsity Cheerleading coaches, Andrea Sanders; and Jamie McCutchen; and cheerleaders, East Prairie.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FORTY-EIGHTH DAY—THURSDAY, APRIL 11, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS HBs 2432, 2482 & 2543	HCS for HB 2140
HB 2142-Baker	HCS for HB 2087
HCS for HBs 2628 & 2603	HCS for HB 2058
HCS for HBs 1948, 2066, 1721 & 2276	HCS for HJR 86, 72 & 119
HB 2274-Smith (155)	HB 2280-Veit
HCS for HB 2227	HCS for HBs 1818 & 2345
HB 1516-Murphy	HCS for HB 2002
HCS for HB 1413	HCS for HB 2003
HCS for HBs 2626 & 1918	HCS for HB 2004
HCS for HBs 1692 & 1748	HCS for HB 2005
HCS for HB 1746	HCS for HB 2006
HB 2170-Gregory	HCS for HB 2007
HB 2082-Gregory	HCS for HB 2008
HB 2320-Seitz	HCS for HB 2009
HCS for HB 1483	HCS for HB 2010
HCS for HBs 1900, 1591 & 2515	HCS for HB 2011
HCS for HRB 1	HCS for HB 2012
HCS for HB 1533	HCS for HB 2013
HB 1870-Taylor (48)	HCS for HB 2015
HB 2084-Banderman	HCS for HB 2017
HCS for HBs 1777, 2203, 2059 & 2502	HCS for HB 2018
HCS#2 for HJR 78	HCS for HB 2019
HCS for HB 1481	HCS for HB 2020
HB 1707-Myers	HB 2719-Hudson
HB 2098-Thompson	

THIRD READING OF SENATE BILLS

SS#2 for SB 964-Razer	SS for SCS for SBs 767 & 1342-Thompson Rehder
SS for SB 898-Black	

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 734-Eigel, with SCS | 20. SB 884-Roberts, with SCS |
| 2. SB 735-Eigel and Moon, with SCS | 21. SB 1393-O'Laughlin |
| 3. SB 1036-Razer, with SCS | 22. SB 907-Carter |
| 4. SB 1391-Luetkemeyer, with SCS | 23. SB 869-Moon, et al |
| 5. SB 751-Brown (16) | 24. SB 1029-Moon |
| 6. SB 757-O'Laughlin, with SCS | 25. SB 753-Brown (16) |
| 7. SB 936-Bernskoetter, with SCS | 26. SB 826-Koenig |
| 8. SB 1388-Razer | 27. SB 789-Razer |
| 9. SB 1422-Black, with SCS | 28. SB 829-Rowden, with SCS |
| 10. SB 890-Mosley | 29. SB 969-Washington |
| 11. SB 1296-O'Laughlin | 30. SB 1099-Washington |
| 12. SB 844-Bernskoetter | 31. SB 1468-Luetkemeyer, with SCS |
| 13. SB 768-Thompson Rehder, with SCS | 32. SB 1200-Trent, with SCS |
| 14. SB 1266-Luetkemeyer, with SCS | 33. SB 1070-McCreery, with SCS |
| 15. SB 1379-Arthur | 34. SB 817-Brown (26) |
| 16. SB 1362-Crawford | 35. SB 1340-Bernskoetter |
| 17. SB 1155-Mosley | 36. SB 819-Brown (26), with SCS |
| 18. SB 1326-McCreery | 37. SB 812-Coleman |
| 19. SB 1277-Black | 38. SB 1001-Koenig |

HOUSE BILLS ON THIRD READING

- | | |
|------------------------------------|---------------------------------|
| HCS for HB 2016 (Hough) | HCS for HB 1511 (Brown (26)) |
| HB 1495-Griffith (Black) | HB 2287-Christofanelli (Koenig) |
| HB 2057-Keathley (Thompson Rehder) | (In Fiscal Oversight) |
| HB 1909-Taylor (48) (Gannon) | HB 1751-Haffner (Cierpiot) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 801-Fitzwater, with SCS |
| SB 740-Cierpiot, with SCS | SB 811-Coleman, with SCS, SS#2 for SCS & |
| SB 742-Arthur, with SS (pending) | SA 1 (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 818-Brown (26) and Coleman, with SS & |
| SB 748-Hough | SA 2 (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 830-Rowden, with SS, SA 2 & |
| SB 772-Gannon | point of order (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 845-Bernskoetter |
| SB 782-Bean, with SCS | SB 847-Hough, with SCS, SS for SCS & |
| SB 799-Fitzwater and Eigel, with SCS & | SA 1 (pending) |
| SS for SCS (pending) | SB 848-Hough |

SB 850-Brown (16)	SBs 1168 & 810-Coleman, with SCS,
SB 876-Bean, with SCS & SS for SCS (pending)	SS for SCS, SA 2, SA 1 to SA 2 &
SB 903-Schroer	point of order (pending)
SB 984-Schroer, with SS, SA 1 &	SB 1199-Trent
SA 1 to SA 1 (pending)	SB 1207-Hoskins, with SS & SA 1 (pending)
	SB 1375-Eslinger
	SB 1392-Trent

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	HB 1803-Thompson, with SS, SA 1 &
	SA 1 to SA 1 (pending) (Crawford)

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FORTY-EIGHTH DAY - THURSDAY, APRIL 11, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“Those who hope in the Lord will renew their strength. They will soar on wings like eagles; they will run and not grow weary, they will walk and not be faint.” (Isaiah 40:31 NIV)

Gracious and loving God, may this promise sustain us as we finish this week’s work and return to our homes and families. Grant us rest for our bodies, peace for our minds, and joy for our spirits. Grant us safe travels and refresh our bodies and spirits this weekend, renewing our strength through Your peace and presence. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU-8 and Gray TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

May Rowden—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Schroer offered Senate Resolution No. 891, regarding Jesse Francis, O’Fallon, which was adopted.

Senator Washington offered Senate Resolution No. 892, regarding the death of Saleem H. Saboor Sr., Kansas City, which was adopted.

THIRD READING OF SENATE BILLS

SS No. 2 for SB 964, introduced by Senator Razer, entitled:

SENATE SUBSTITUTE NO. 2 FOR
SENATE BILL NO. 964

An Act to amend chapters 9, 10, 226, and 227, RSMo, by adding thereto twenty-two new sections relating to state designations.

Was taken up.

On motion of Senator Razer **SS No. 2 for SB 964** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schroer
Thompson Rehder	Trent	Williams—31				

NAYS—Senators—None

Absent—Senator Washington—1

Absent with leave—Senators

May Rowden—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Razer, title to the bill was agreed to.

Senator Razer moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SB 898, introduced by Senator Black, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 898

An Act to repeal sections 70.605, 70.630, 70.655, 70.680, 70.690, 70.745, 70.746, 70.747, 86.200, 105.688, 169.070, 169.560, and 169.660, RSMo, and to enact in lieu thereof fourteen new sections relating to public employee retirement systems.

Was taken up.

On motion of Senator Black, **SS for SB 898** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger

Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators
May Rowden—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Black, title to the bill was agreed to.

Senator Black moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SCS for SBs 767 and 1342, introduced by Senator Thompson Rehder, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILLS NOS. 767 and 1342

An Act to repeal sections 451.040, 451.080, 451.090, 452.355, 452.375, and 452.425, RSMo, and to enact in lieu thereof six new sections relating to marriage, with penalty provisions.

Was taken up.

On motion of Senator Thompson Rehder, **SS for SCS for SBs 767 and 1342** was read the 3rd time and passed by the following vote:

YEAS—Senators						
Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators
May Rowden—2

Vacancies—None

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committee indicated:

HCS for HBs 2432, 2482, and 2543—Economic Development and Tax Policy.

HB 2142—Emerging Issues.

HCS for HBs 2628 and 2603—Emerging Issues.

HCS for HBs 1948, 2066, 1721, and 2276—Emerging Issues.

HB 2274—Economic Development and Tax Policy.

HCS for HB 2227—Health and Welfare.

HB 1516—Fiscal Oversight.

HCS for HB 1413—Emerging Issues.

HCS for HBs 2626 and 1918—Health and Welfare.

HCS for HBs 1692 and 1748—Judiciary and Civil and Criminal Jurisprudence.

HCS for HB 1746—Commerce, Consumer Protection, Energy and the Environment.

HB 2170—Emerging Issues.

HB 2082—Insurance and Banking.

HCS for HB 2002—Appropriations.

HCS for HB 2003—Appropriations.

HCS for HB 2004—Appropriations.

HCS for HB 2005—Appropriations.

HCS for HB 2006—Appropriations.

HCS for HB 2007—Appropriations.

HCS for HB 2008—Appropriations.

HCS for HB 2009—Appropriations.

HCS for HB 2010—Appropriations.

HCS for HB 2011—Appropriations.

HCS for HB 2012—Appropriations.

HCS for HB 2013—Appropriations.

HCS for HB 2015—Appropriations.

HCS for HB 2017—Appropriations.

HCS for HB 2018—Appropriations.

HCS for HB 2019—Appropriations.

HCS for HB 2020—Appropriations.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

April 11, 2024

Ms. Kristina Martin
Secretary of the Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin:

Due to my absence April 11, 2024, I authorize the Senate Majority Floor Leader to exercise duty to refer bills.

Sincerely,



Caleb Rowden
President Pro Tem

INTRODUCTION OF GUESTS

Senator Gannon introduced to the Senate, American Academy of Pediatrics.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, April 15, 2024.

SENATE CALENDAR

FORTY-NINTH DAY—MONDAY, APRIL 15, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2320-Seitz

HCS for HB 1483

HCS for HBs 1900, 1591 & 2515
 HCS for HRB 1
 HCS for HB 1533
 HB 1870-Taylor (48)
 HB 2084-Banderman
 HCS for HBs 1777, 2203, 2059 & 2502
 HCS#2 for HJR 78
 HCS for HB 1481
 HB 1707-Myers

HB 2098-Thompson
 HCS for HB 2140
 HCS for HB 2087
 HCS for HB 2058
 HCS for HJR 86, 72 & 119
 HB 2280-Veit
 HCS for HBs 1818 & 2345
 HB 2719-Hudson

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 734-Eigel, with SCS | 20. SB 884-Roberts, with SCS |
| 2. SB 735-Eigel and Moon, with SCS | 21. SB 1393-O'Laughlin |
| 3. SB 1036-Razer, with SCS | 22. SB 907-Carter |
| 4. SB 1391-Luetkemeyer, with SCS | 23. SB 869-Moon, et al |
| 5. SB 751-Brown (16) | 24. SB 1029-Moon |
| 6. SB 757-O'Laughlin, with SCS | 25. SB 753-Brown (16) |
| 7. SB 936-Bernskoetter, with SCS | 26. SB 826-Koenig |
| 8. SB 1388-Razer | 27. SB 789-Razer |
| 9. SB 1422-Black, with SCS | 28. SB 829-Rowden, with SCS |
| 10. SB 890-Mosley | 29. SB 969-Washington |
| 11. SB 1296-O'Laughlin | 30. SB 1099-Washington |
| 12. SB 844-Bernskoetter | 31. SB 1468-Luetkemeyer, with SCS |
| 13. SB 768-Thompson Rehder, with SCS | 32. SB 1200-Trent, with SCS |
| 14. SB 1266-Luetkemeyer, with SCS | 33. SB 1070-McCreery, with SCS |
| 15. SB 1379-Arthur | 34. SB 817-Brown (26) |
| 16. SB 1362-Crawford | 35. SB 1340-Bernskoetter |
| 17. SB 1155-Mosley | 36. SB 819-Brown (26), with SCS |
| 18. SB 1326-McCreery | 37. SB 812-Coleman |
| 19. SB 1277-Black | 38. SB 1001-Koenig |

HOUSE BILLS ON THIRD READING

HCS for HB 2016 (Hough)
 HB 1495-Griffith (Black)
 HB 2057-Keathley (Thompson Rehder)
 HB 1909-Taylor (48) (Gannon)

HCS for HB 1511 (Brown (26))
 HB 2287-Christofanelli (Koenig)
 (In Fiscal Oversight)
 HB 1751-Haffner (Cierpiot)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot, with SS & SA 1 (pending)	SB 845-Bernskoetter
SB 740-Cierpiot, with SCS	SB 847-Hough, with SCS, SS for SCS &
SB 742-Arthur, with SS (pending)	SA 1 (pending)
SB 745-Bernskoetter, with SS & SA 1	SB 848-Hough
(pending)	SB 850-Brown (16)
SB 748-Hough	SB 876-Bean, with SCS & SS for SCS
SB 750-Hough, with SCS & SA 1 (pending)	(pending)
SB 772-Gannon	SB 903-Schroer
SB 778-Eslinger, with SS & SA 1 (pending)	SB 984-Schroer, with SS, SA 1 &
SB 782-Bean, with SCS	SA 1 to SA 1 (pending)
SB 799-Fitzwater and Eigel, with SCS &	SBs 1168 & 810-Coleman, with SCS,
SS for SCS (pending)	SS for SCS, SA 2, SA 1 to SA 2 &
SB 801-Fitzwater, with SCS	point of order (pending)
SB 811-Coleman, with SCS, SS#2 for SCS	SB 1199-Trent
& SA 1 (pending)	SB 1207-Hoskins, with SS & SA 1
SB 818-Brown (26) and Coleman, with SS	(pending)
& SA 2 (pending)	SB 1375-Eslinger
SB 830-Rowden, with SS, SA 2 &	SB 1392-Trent
point of order (pending)	

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	HB 1803-Thompson, with SS, SA 1 &
	SA 1 to SA 1 (pending) (Crawford)

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

Journal of the Senate

SECOND REGULAR SESSION

FORTY-NINTH DAY - MONDAY, APRIL 15, 2024

The Senate met pursuant to adjournment.

Senator Trent in the Chair.

The Reverend Steven George offered the following prayer:

"How abundant are the good things that you have stored up for those who fear you, that you bestow in the sight of all, on those who take refuge in you." (Psalm 31:19 NIV)

Almighty God, as we look forward to the week ahead, we ask for Your continued blessing on our work. Bless our residents, bless our workers, bless our businesses, bless our elected officials, bless our state, and bless our efforts to serve the good people of Missouri. May the decisions made in this chamber reflect Your righteousness and bring about the flourishing of our state and its people. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 11, 2024, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

Brown (16th Dist.)	Coleman	Rowden—3
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Vacancies—None

RESOLUTIONS

Senators Bernskoetter and Bean offered Senate Resolution No. 893, regarding Thad Wilson, Jefferson City, which was adopted.

Senator Cierpiot offered Senate Resolution No. 894, regarding Lee's Summit North High School, Lee's Summit, which was adopted.

Senator Mosley offered Senate Resolution No. 895, regarding Micah Brown, Florissant, which was adopted.

Senator Mosley offered Senate Resolution No. 896, regarding Dorrian Davis, Florissant, which was adopted.

Senator McCreery offered Senate Resolution No. 897, regarding Rockwood Summit High School library, Fenton, which was adopted.

Senator Hough offered Senate Resolution No. 898, regarding the Glendale High School library, Springfield, which was adopted.

Senator Washington offered Senate Resolution No. 899, regarding Yoselyn Banuelos, Kansas City, which was adopted.

Senator Crawford offered Senate Resolution No. 900, regarding Makenzie Moulton, Smithton, which was adopted.

On behalf of Senator Brown (16), Senator O’Laughlin offered Senate Resolution No. 901, regarding Lucy Wortham James Elementary School, St. James, which was adopted.

Senator O’Laughlin assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which were referred **SB 946** and **HB 2287**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Trent assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Bean moved that **SB 782**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 782**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 782

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

Was taken up.

Senator Bean moved that **SCS** for **SB 782** be adopted.

Senator Bean offered **SS** for **SCS** for **SB 782**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 782

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

Senator Bean moved that **SS** for **SCS** for **SB 782** be adopted.

Senator McCreery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 3, Section 640.406, Line 69, by inserting after “the” the following: **“clean water commission and”**; and further amend line 70, inserting at the end of said line the following: **“clean water commission and”**; and further amend line 72, by inserting after the second usage of word “the” the following: **“clean water commission and”**; and further amend line 74, by inserting after “the” the following: **“clean water commission and Missouri soil and water districts”**; and further amend line 76, by inserting the first usage of the word “the” the following: **“clean water commission and Missouri soil and water districts”**; and further amend line 77, by inserting after the third usage of the word “the” the following: **“clean water commission and Missouri soil and water districts”**; and

Further amend said bill and section, page 4, line 86, by inserting after “the” the following: **“clean water commission and”**; and further amend line 93, by inserting after the second usage of the word “the” the following: **“clean water commission's and”**; and

Further amend said bill and section, page 5, line 139, by inserting after “the” the following: **“clean water commission's and”**; and

Further amend said bill and section, page 6, line 172, by inserting after all of said line the following:

“15. Whenever a state of emergency is declared for the state or any part of the state, the department of natural resources may reevaluate any existing water exportation permit using the criteria under subsection 3 and 5 of this section. After reevaluation of the permit is complete, the department shall have the authority to impose additional conditions or revoke the permit if necessary for the continued exportation of water outside the state if the director determines that the existing permit negatively impacts beneficial use of water resources. The director's decision to modify or revoke the permit shall be subject to the clean water commission and Missouri soil and water districts commission review and approval or denial pursuant to subsection 4 of this section.”.

Senator McCreery moved that the above amendment be adopted, which motion prevailed.

Senator Black assumed the Chair.

Senator Moon offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 6, Section 640.406, Line 162, by inserting after “13.” the following: **“If the attorney general receives a complaint that provisions of this section have been violated, or,”**.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 5, Section 640.406, Lines 142-143, by striking “major water user, as defined in section 256.400,”; and inserting in lieu thereof the following: **“person”**.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Fitzwater assumed the Chair.

Senator Moon offered SA 4:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 1, Section 640.406, Line 17, by inserting after “(5)” the following: **“Pipeline facility”, all parts of a facility through which water moves in transportation including, but not limited to, pipe, valves, and other appurtenances connected to pipe, pumping units, fabricated assemblies associated with pumping units, metering, and delivery stations and fabricated assemblies therein, and breakout tanks;**

(6)”; and

Further amend said bill and section, page 2, lines 24-25, by striking all of said lines and inserting in lieu thereof the following: **“outside the state of Missouri by a pipeline facility.**

3. Subject to the provisions of subsection 2 of this section, a person may withdraw water from any water source for export outside the state if such person holds a water exportation permit issued by the department. A water”; and further amend said section by renumbering the remaining subsections accordingly.

Senator Moon moved that the above amendment be adopted.

Senator Moon offered SSA 1 for SA 4:

SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 1, Section 640.406, Line 17, by inserting after “(5)” the following: **“Pipeline facility”, all parts of a facility through which water moves in transportation including, but not limited to, pipe, valves, and other appurtenances connected to pipe, pumping units, fabricated assemblies associated with pumping units, metering, and delivery stations and fabricated assemblies therein, and breakout tanks;**

(6)”; and

Further amend said bill and section, page 2, line 32, by inserting after all of said line the following:

“3. It shall be unlawful for any person to withdraw water from any water source for export outside the state of Missouri by use of a pipeline facility, unless the withdrawal and ultimate end use of the water by the pipeline facility is within the same six-digit hydrological unit code as defined by the United States Geological Survey as the pipeline facility and within twenty miles of the state border.”; and

Further amend said section by renumbering the remaining subsections accordingly.

Senator Moon moved that the above substitute amendment be adopted.

Senator Moon offered **SA 1** to **SSA 1** for **SA 4**:

SENATE AMENDMENT NO. 1 TO
SENATE SUBSTITUTE AMENDMENT NO. 1 FOR
SENATE AMENDMENT NO. 4

Amend Senate Substitute Amendment No. 1 for Senate Amendment No. 4 to Senate Substitute for Senate Committee Substitute for Senate Bill No. 782, Page 1, Line 10, by inserting after “line” the following: “31, by striking “twenty” and inserting in lieu thereof the following: “**thirty**”; and further amend line”; and further amend said amendment, line 18 by striking “twenty” and inserting in lieu thereof the following: “**thirty**”.

Senator Moon moved that the above amendment be adopted, which motion prevailed.

Senator Eslinger assumed the Chair.

Senator Fitzwater assumed the Chair.

At the request of Senator Bean, **SB 782**, with **SCS, SS** for **SCS, SA 4**, and **SSA No. 1** for **SA 4**, as amended (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2267**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto three new sections relating to insurance coverage of pharmacy services, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1976**, entitled:

An Act to amend chapter 376, RSMo, by adding thereto five new sections relating to prior authorization of health care services.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1775**, entitled:

An Act to repeal sections 32.056, 135.341, 135.647, 136.055, 142.869, 301.055, 301.070, 301.110, 301.140, 301.142, 301.147, 301.469, 301.560, 301.3061, 302.178, 302.181, 307.350, and 643.315, RSMo,

and to enact in lieu thereof nineteen new sections relating to the department of revenue, with a contingent effective date for certain sections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 1715** and **2630**, entitled:

An Act to repeal section 160.775, RSMo, and to enact in lieu thereof one new section relating to school antibullying policies.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2153**, entitled:

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to water exportation across state boundaries.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **HB 1886**, entitled:

An Act to repeal sections 347.143, 435.014, 455.010, 455.035, 455.513, 456.950, 487.110, 488.040, 488.426, 488.2300, 491.075, 492.304, 494.455, 559.125, 566.151, 567.030, and 595.045, RSMo, and to enact in lieu thereof forty-six new sections relating to judicial proceedings, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2780**, entitled:

An Act to repeal sections 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 379.1640, 400.1-201, 400.1-204, 400.1-301, 400.1-306, 400.2-102, 400.2-106, 400.2-201, 400.2-202, 400.2-203, 400.2-205, 400.2-209, 400.2A-102, 400.2A-103, 400.2A-107, 400.2A-201, 400.2A-202, 400.2A-203, 400.2A-205, 400.2A-208, 400.3-104, 400.3-105, 400.3-401, 400.3-604, 400.4A-103, 400.4A-201,

400.4A-202, 400.4A-203, 400.4A-207, 400.4A-208, 400.4A-210, 400.4A-211, 400.4A-305, 400.5-104, 400.5-116, 400.7-102, 400.7-106, 400.8-102, 400.8-103, 400.8-106, 400.8-110, 400.8-303, 400.9-102, 400.9-104, 400.9-105, 400.9-203, 400.9-204, 400.9-207, 400.9-208, 400.9-209, 400.9-210, 400.9-301, 400.9-304, 400.9-305, 400.9-310, 400.9-312, 400.9-313, 400.9-314, 400.9-316, 400.9-317, 400.9-323, 400.9-324, 400.9-330, 400.9-331, 400.9-332, 400.9-334, 400.9-341, 400.9-404, 400.9-406, 400.9-408, 400.9-509, 400.9-513, 400.9-601, 400.9-605, 400.9-608, 400.9-611, 400.9-613, 400.9-614, 400.9-615, 400.9-616, 400.9-619, 400.9-620, 400.9-621, 400.9-624, 400.9-628, and 415.415, RSMo, and to enact in lieu thereof one hundred fifty-six new sections relating to commercial transactions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2310**, entitled:

An Act to repeal sections 178.786 and 178.787, RSMo, and to enact in lieu thereof two new sections relating to higher education core curricula.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2440**, entitled:

An Act to repeal sections 303.425, 303.430, 303.440, 374.190, and 379.1640, RSMo, and to enact in lieu thereof nine new sections relating to the regulation of insurance.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2576** and **1433**, entitled:

An Act to repeal sections 579.065 and 579.068, RSMo, and to enact in lieu thereof two new sections relating to offenses involving the trafficking of drugs, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2874** and **2796**, entitled:

An Act to amend chapter 44, RSMo, by adding thereto one new section relating to protecting Missouri's economy during a shutdown order.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1753**, entitled:

An Act to amend chapter 393, RSMo, by adding thereto one new section relating to closure of electric power plants, with an emergency clause.

Emergency Clause Defeated.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2064**, entitled:

An Act to repeal sections 193.265, 287.200, 287.470, 287.610, 287.615, 287.812, 287.835, 304.155, 347.143, 435.014, 477.650, 478.001, 488.040, 488.2300, 494.430, 494.455, 509.520, 600.042, and 621.045, RSMo, and to enact in lieu thereof fifty new sections relating to civil proceedings.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 104**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 2 and 3 of Article VIII of the Constitution of Missouri, and adopting four new sections in lieu thereof relating to elections.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

April 15, 2024

Ms. Kristina Martin

Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin:

Due to my absence April 15, 2024, I authorize the Senate Majority Floor Leader to exercise duty to accept reports from Standing Committees.

Sincerely,



Caleb Rowden
President Pro Tem

INTRODUCTION OF GUESTS

Senator Washington introduced to the Senate, Yoselyn Banuelos, Kansas City.

Senator Roberts introduced to the Senate, Jeffrey Appiegyei, St. Louis.

Senator Mosely introduced to the Senate, Dorrian Davis; and her mother, Vickey, St. Louis County.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Tuesday, April 16, 2024.

SENATE CALENDAR

FIFTIETH DAY-TUESDAY, APRIL 16, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2320-Seitz
HCS for HB 1483
HCS for HBs 1900, 1591 & 2515
HCS for HRB 1
HCS for HB 1533
HB 1870-Taylor (48)
HB 2084-Banderman
HCS for HBs 1777, 2203, 2059 & 2502
HCS#2 for HJR 78
HCS for HB 1481
HB 1707-Myers
HB 2098-Thompson
HCS for HB 2140

HCS for HB 2087
HCS for HB 2058
HCS for HJR 86, 72 & 119
HB 2280-Veit
HCS for HBs 1818 & 2345
HB 2719-Hudson
HCS for HB 2267
HB 1976-Stinnett
HCS for HB 1775
HCS for HBs 1715 & 2630
HCS for HB 2153
HCS#2 for HB 1886
HB 2780-Hicks

HCS for HB 2310
 HB 2440-Christofanelli
 HCS for HBs 2576 & 1433
 HCS for HBs 2874 & 2796

HCS for HB 1753
 HCS for HB 2064
 HJR 104-Baker

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 734-Eigel, with SCS | 21. SB 1393-O'Laughlin |
| 2. SB 735-Eigel and Moon, with SCS | 22. SB 907-Carter |
| 3. SB 1036-Razer, with SCS | 23. SB 869-Moon, et al |
| 4. SB 1391-Luetkemeyer, with SCS | 24. SB 1029-Moon |
| 5. SB 751-Brown (16) | 25. SB 753-Brown (16) |
| 6. SB 757-O'Laughlin, with SCS | 26. SB 826-Koenig |
| 7. SB 936-Bernskoetter, with SCS | 27. SB 789-Razer |
| 8. SB 1388-Razer | 28. SB 829-Rowden, with SCS |
| 9. SB 1422-Black, with SCS | 29. SB 969-Washington |
| 10. SB 890-Mosley | 30. SB 1099-Washington |
| 11. SB 1296-O'Laughlin | 31. SB 1468-Luetkemeyer, with SCS |
| 12. SB 844-Bernskoetter | 32. SB 1200-Trent, with SCS |
| 13. SB 768-Thompson Rehder, with SCS | 33. SB 1070-McCreery, with SCS |
| 14. SB 1266-Luetkemeyer, with SCS | 34. SB 817-Brown (26) |
| 15. SB 1379-Arthur | 35. SB 1340-Bernskoetter |
| 16. SB 1362-Crawford | 36. SB 819-Brown (26), with SCS |
| 17. SB 1155-Mosley | 37. SB 812-Coleman |
| 18. SB 1326-McCreery | 38. SB 1001-Koenig |
| 19. SB 1277-Black | 39. SB 946-Thompson Rehder |
| 20. SB 884-Roberts, with SCS | |

HOUSE BILLS ON THIRD READING

HCS for HB 2016 (Hough)	HCS for HB 1511 (Brown (26))
HB 1495-Griffith (Black)	HB 2287-Christofanelli (Koenig)
HB 2057-Keathley (Thompson Rehder)	HB 1751-Haffner (Cierpiot)
HB 1909-Taylor (48) (Gannon)	

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot, with SS & SA 1 (pending)	SB 742-Arthur, with SS (pending)
SB 740-Cierpiot, with SCS	SB 745-Bernskoetter, with SS & SA 1 (pending)

SB 748-Hough
SB 750-Hough, with SCS & SA 1 (pending)
SB 772-Gannon
SB 778-Eslinger, with SS & SA 1 (pending)
SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 801-Fitzwater, with SCS
SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending)
SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending)
SB 830-Rowden, with SS, SA 2 &
point of order (pending)
SB 845-Bernskoetter

SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending)
SB 848-Hough
SB 850-Brown (16)
SB 876-Bean, with SCS & SS for SCS (pending)
SB 903-Schroer
SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending)
SBs 1168 & 810-Coleman, with SCS, SS for SCS,
SA 2, SA 1 to SA 2 & point of order (pending)
SB 1199-Trent
SB 1207-Hoskins, with SS & SA 1 (pending)
SB 1375-Eslinger
SB 1392-Trent

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HB 1803-Thompson, with SS, SA 1 & SA 1 to
SA 1 (pending) (Crawford)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FIFTIETH DAY - TUESDAY, APRIL 16, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Steven George offered the following prayer:

“Get wisdom, get understanding; do not forget my words or turn away from them. Do not forsake wisdom, and she will protect you; love her, and she will watch over you.” (Proverbs 4:5-6 NIV)

Heavenly Father, we acknowledge You as the source of all wisdom and understanding. Help us to be faithful stewards of the trust placed in us by the people we serve by continuing to seek Your wisdom above all else. May Your strength sustain us and Your grace empower us to serve with diligence and compassion. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU-8 and Gray TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Coleman—1

Vacancies—None

RESOLUTIONS

Senator Luetkemeyer offered Senate Resolution No. 902, regarding the Missouri Theatre, Saint Joseph, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 903, regarding Walden Middle School, Kansas City, which was adopted.

Senator Hoskins offered Senate Resolution No. 904, regarding Pharis Farm, Liberty, which was adopted.

Senator Hoskins offered Senate Resolution No. 905, regarding Liberty High School library, Liberty, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1494**, entitled:

An Act to amend chapter 452, RSMo, by adding thereto thirty new sections relating to the uniform deployed parents custody and visitation act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1945**, entitled:

An Act to repeal section 168.025, RSMo, and to enact in lieu thereof one new section relating to teacher externships.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Black introduced to the Senate, Jeremy and Heather Clevenger; and Kelly and Julianne Sykes, Chillicothe.

Senator Williams introduced to the Senate, Deionna Steed, St. Louis.

Senator Roberts introduced to the Senate, Jay Hilbert and his grandmother, Mavri Scott, St. Louis.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Wednesday, April 17, 2024.

SENATE CALENDAR

FIFTY-FIRST DAY—WEDNESDAY, APRIL 17, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2320-Seitz	HB 2719-Hudson
HCS for HB 1483	HCS for HB 2267
HCS for HBs 1900, 1591 & 2515	HB 1976-Stinnett
HCS for HRB 1	HCS for HB 1775
HCS for HB 1533	HCS for HBs 1715 & 2630
HB 1870-Taylor (48)	HCS for HB 2153
HB 2084-Banderman	HCS#2 for HB 1886
HCS for HBs 1777, 2203, 2059 & 2502	HB 2780-Hicks
HCS#2 for HJR 78	HCS for HB 2310
HCS for HB 1481	HB 2440-Christofanelli
HB 1707-Myers	HCS for HBs 2576 & 1433
HB 2098-Thompson	HCS for HBs 2874 & 2796
HCS for HB 2140	HCS for HB 1753
HCS for HB 2087	HCS for HB 2064
HCS for HB 2058	HJR 104-Baker
HCS for HJRs 86, 72 & 119	HB 1494-Griffith
HB 2280-Veit	HB 1945-Shields
HCS for HBs 1818 & 2345	

SENATE BILLS FOR PERFECTION

1. SB 734-Eigel, with SCS	14. SB 1266-Luetkemeyer, with SCS
2. SB 735-Eigel and Moon, with SCS	15. SB 1379-Arthur
3. SB 1036-Razer, with SCS	16. SB 1362-Crawford
4. SB 1391-Luetkemeyer, with SCS	17. SB 1155-Mosley
5. SB 751-Brown (16)	18. SB 1326-McCreery
6. SB 757-O'Laughlin, with SCS	19. SB 1277-Black
7. SB 936-Bernskoetter, with SCS	20. SB 884-Roberts, with SCS
8. SB 1388-Razer	21. SB 1393-O'Laughlin
9. SB 1422-Black, with SCS	22. SB 907-Carter
10. SB 890-Mosley	23. SB 869-Moon, et al
11. SB 1296-O'Laughlin	24. SB 1029-Moon
12. SB 844-Bernskoetter	25. SB 753-Brown (16)
13. SB 768-Thompson Rehder, with SCS	26. SB 826-Koenig

27. SB 789-Razer
 28. SB 829-Rowden, with SCS
 29. SB 969-Washington
 30. SB 1099-Washington
 31. SB 1468-Luetkemeyer, with SCS
 32. SB 1200-Trent, with SCS
 33. SB 1070-McCreery, with SCS

34. SB 817-Brown (26)
 35. SB 1340-Bernskoetter
 36. SB 819-Brown (26), with SCS
 37. SB 812-Coleman
 38. SB 1001-Koenig
 39. SB 946-Thompson Rehder

HOUSE BILLS ON THIRD READING

HCS for HB 2016 (Hough)
 HB 1495-Griffith (Black)
 HB 2057-Keathley (Thompson Rehder)
 HB 1909-Taylor (48) (Gannon)

HCS for HB 1511 (Brown (26))
 HB 2287-Christofanelli (Koenig)
 HB 1751-Haffner (Cierpiot)

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 739-Cierpiot, with SS & SA 1 (pending)
 SB 740-Cierpiot, with SCS
 SB 742-Arthur, with SS (pending)
 SB 745-Bernskoetter, with SS & SA 1 (pending)
 SB 748-Hough
 SB 750-Hough, with SCS & SA 1 (pending)
 SB 772-Gannon
 SB 778-Eslinger, with SS & SA 1 (pending)
 SB 782-Bean, with SCS, SS for SCS, SA 4 &
 SSA 1 for SA 4, as amended (pending)
 SB 799-Fitzwater and Eigel, with SCS &
 SS for SCS (pending)
 SB 801-Fitzwater, with SCS
 SB 811-Coleman, with SCS, SS#2 for SCS &
 SA 1 (pending)
 SB 818-Brown (26) and Coleman, with SS &
 SA 2 (pending)
 SB 830-Rowden, with SS, SA 2 &
 point of order (pending)

SB 845-Bernskoetter
 SB 847-Hough, with SCS, SS for SCS &
 SA 1 (pending)
 SB 848-Hough
 SB 850-Brown (16)
 SB 876-Bean, with SCS & SS for SCS
 (pending)
 SB 903-Schroer
 SB 984-Schroer, with SS, SA 1 &
 SA 1 to SA 1 (pending)
 SBs 1168 & 810-Coleman, with SCS,
 SS for SCS, SA 2, SA 1 to SA 2 &
 point of order (pending)
 SB 1199-Trent
 SB 1207-Hoskins, with SS & SA 1 (pending)
 SB 1375-Eslinger
 SB 1392-Trent

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)

HB 1803-Thompson, with SS, SA 1 &
 SA 1 to SA 1 (pending) (Crawford)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FIRST DAY - WEDNESDAY, APRIL 17, 2024

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Steven George offered the following prayer:

"May the words of my mouth and the meditation of my heart be pleasing in your sight, O Lord, my Rock and my Redeemer." (Psalm 19:14 NIV)

Almighty God, we submit both our words and thoughts to You as we continue to work together this week. May the words of our mouth and the attitude of our heart be acceptable in Your sight. May Your guiding hand be upon us, may Your grace abound in our discussions and deliberations, and may Your peace reign in our hearts and in this chamber. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senator Eslinger—1

Absent with leave—Senators—None

Vacancies—None

Senator Hough offered Senate Resolution No. 906, regarding Olinda Osborn, Springfield, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 907, regarding Denise Bax, Tuscumbia, which was adopted.

Senator May offered Senate Resolution No. 908, regarding Warner Baxter, Eureka, which was adopted.

Senator May offered Senate Resolution No. 909, regarding Keith H. Williamson, St. Louis, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 910, regarding Judy Prichard, Ellington, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 911, regarding Mari Proffit, Piedmont, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 912, regarding Chrissy McManners, Ellington, which was adopted.

Senator Rizzo offered Senate Resolution No. 913, regarding Breannah Pace, Independence, which was adopted.

Senator Washington offered Senate Resolution No. 914, regarding Metropolitan Community College, which was adopted.

Senators Gannon and Koenig offered Senate Resolution No. 915, regarding Dr. Maya Moody, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 916, regarding the Elks Lodge #513, Jefferson City, which was adopted.

Senator Brown (26) offered Senate Resolution No. 917, regarding Red Cedar Inn Museum and Visitor Center, Pacific, which was adopted.

Senator Fitzwater offered Senate Resolution No. 918, regarding Caleigh Grote, Frankford, which was adopted.

Senator Carter offered Senate Resolution No. 919, regarding the death of Nylen Lee Allphin, Jr., Stark City, which was adopted.

HOUSE BILLS ON THIRD READING

HCS for HB 2016, entitled:

An Act to appropriate money for supplemental purposes for the expenses, grants, refunds, and distributions of the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period ending June 30, 2024.

Was taken up by Senator Hough.

Senator Thompson Rehder assumed the Chair.

On motion of Senator Hough, **HCS for HB 2016** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	May	McCreery	Moon	Mosley

O'Laughlin Razer Rizzo Roberts Rowden Schroer Thompson Rehder
Trent Washington—30

NAYS—Senators
Arthur Williams—2

Absent—Senators
Brown (16th Dist.) Eslinger—2

Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

At the request of Senator Black, **HB 1495** was placed on the Informal Calendar.

HB 2057 was placed on the Informal Calendar.

HB 1909, introduced by Representative Taylor, entitled:

An Act to repeal section 15.615, RSMo, and to enact in lieu thereof one new section relating to county committee meetings.

Was taken up by Senator Gannon.

At the request of Senator Gannon, **HB 1909** was placed on the Informal Calendar.

At the request of Senator Brown (26), **HCS** for **HB 1511** was placed on the Informal Calendar.

On motion of Senator O'Laughlin, the Senate recessed until 2:40 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

HOUSE BILLS ON THIRD READING

HB 2287, introduced by Representative Christofanelli, entitled:

An Act to repeal section 161.670, RSMo, and to enact in lieu thereof one new section relating to the virtual school program.

Was taken up by Senator Koenig.

Senator Koenig offered **SS** for **HB 2287**, entitled:

SENATE SUBSTITUTE FOR HOUSE BILL NO. 2287

An Act to repeal sections 135.713, 161.670, 168.021, and 571.010, RSMo, and to enact in lieu thereof seven new sections relating to elementary and secondary education.

Senator Koenig moved that **SS** for **HB 2287** be adopted.

Senator Bean assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator McCreery offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 2287, Page 3, Section 135.713, Line 63, by inserting after all of said line the following:

“160.400. 1. A charter school is an independent public school.

2. Except as further provided in subsection 4 of this section, charter schools may be operated only:

(1) In a metropolitan school district;

(2) In an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants;

(3) In a school district that has been classified as unaccredited by the state board of education;

(4) In a school district that has been classified as provisionally accredited by the state board of education and has received scores on its annual performance report consistent with a classification of provisionally accredited or unaccredited for three consecutive school years beginning with the 2012-13 accreditation year under the following conditions:

(a) The eligibility for charter schools of any school district whose provisional accreditation is based in whole or in part on financial stress as defined in sections 161.520 to 161.529, or on financial hardship as defined by rule of the state board of education, shall be decided by a vote of the state board of education during the third consecutive school year after the designation of provisional accreditation; and

(b) The sponsor is limited to the local school board or a sponsor who has met the standards of accountability and performance as determined by the department based on sections 160.400 to 160.425 and section 167.349 and properly promulgated rules of the department; or

(5) In a school district that has been accredited without provisions, sponsored only by the local school board; provided that no board with a current year enrollment of one thousand five hundred fifty students or greater shall permit more than thirty-five percent of its student enrollment to enroll in charter schools sponsored by the local board under the authority of this subdivision, except that this restriction shall not apply to any school district that subsequently becomes eligible under subdivision (3) or (4) of this subsection or to any district accredited without provisions that sponsors charter schools prior to having a current year student enrollment of one thousand five hundred fifty students or greater.

3. Except as further provided in subsection 4 of this section, the following entities are eligible to sponsor charter schools:

(1) The school board of the district in any district which is sponsoring a charter school as of August 27, 2012, as permitted under subdivision (1) or (2) of subsection 2 of this section, the special administrative board of a metropolitan school district during any time in which powers granted to the district's board of education are vested in a special administrative board, or if the state board of education

appoints a special administrative board to retain the authority granted to the board of education of an urban school district containing most or all of a city with a population greater than three hundred fifty thousand inhabitants, the special administrative board of such school district;

(2) A public four-year college or university with an approved teacher education program that meets regional or national standards of accreditation;

(3) A community college, the service area of which encompasses some portion of the district;

(4) Any private four-year college or university with an enrollment of at least one thousand students, with its primary campus in Missouri, and with an approved teacher preparation program;

(5) Any two-year private vocational or technical school designated as a 501(c)(3) nonprofit organization under the Internal Revenue Code of 1986, as amended, and accredited by the Higher Learning Commission, with its primary campus in Missouri;

(6) The Missouri charter public school commission created in section 160.425.

4. Changes in a school district's accreditation status that affect charter schools shall be addressed as follows, except for the districts described in subdivisions (1) and (2) of subsection 2 of this section:

(1) As a district transitions from unaccredited to provisionally accredited, the district shall continue to fall under the requirements for an unaccredited district until it achieves three consecutive full school years of provisional accreditation;

(2) As a district transitions from provisionally accredited to full accreditation, the district shall continue to fall under the requirements for a provisionally accredited district until it achieves three consecutive full school years of full accreditation;

(3) In any school district classified as unaccredited or provisionally accredited where a charter school is operating and is sponsored by an entity other than the local school board, when the school district becomes classified as accredited without provisions, a charter school may continue to be sponsored by the entity sponsoring it prior to the classification of accredited without provisions and shall not be limited to the local school board as a sponsor.

A charter school operating in a school district identified in subdivision (1) or (2) of subsection 2 of this section may be sponsored by any of the entities identified in subsection 3 of this section, irrespective of the accreditation classification of the district in which it is located. A charter school in a district described in this subsection whose charter provides for the addition of grade levels in subsequent years may continue to add levels until the planned expansion is complete to the extent of grade levels in comparable schools of the district in which the charter school is operated.

5. The mayor of a city not within a county may request a sponsor under subdivision (2), (3), (4), (5), or (6) of subsection 3 of this section to consider sponsoring a "workplace charter school", which is defined for purposes of sections 160.400 to 160.425 as a charter school with the ability to target prospective students whose parent or parents are employed in a business district, as defined in the charter, which is located in the city.

6. No sponsor shall receive from an applicant for a charter school any fee of any type for the consideration of a charter, nor may a sponsor condition its consideration of a charter on the promise of future payment of any kind.

7. The charter school shall be organized as a Missouri nonprofit corporation incorporated pursuant to chapter 355. The charter provided for herein shall constitute a contract between the sponsor and the charter school.

8. As a nonprofit corporation incorporated pursuant to chapter 355, the charter school shall select the method for election of officers pursuant to section 355.326 based on the class of corporation selected. Meetings of the governing board of the charter school shall be subject to the provisions of sections 610.010 to 610.030.

9. A sponsor of a charter school, its agents and employees are not liable for any acts or omissions of a charter school that it sponsors, including acts or omissions relating to the charter submitted by the charter school, the operation of the charter school and the performance of the charter school.

10. A charter school may affiliate with a four-year college or university, including a private college or university, or a community college as otherwise specified in subsection 3 of this section when its charter is granted by a sponsor other than such college, university or community college. Affiliation status recognizes a relationship between the charter school and the college or university for purposes of teacher training and staff development, curriculum and assessment development, use of physical facilities owned by or rented on behalf of the college or university, and other similar purposes. A university, college or community college may not charge or accept a fee for affiliation status.

11. The expenses associated with sponsorship of charter schools shall be defrayed by the department of elementary and secondary education retaining one and five-tenths percent of the amount of state and local funding allocated to the charter school under section 160.415, not to exceed one hundred twenty-five thousand dollars, adjusted for inflation. The department of elementary and secondary education shall remit the retained funds for each charter school to the school's sponsor, provided the sponsor remains in good standing by fulfilling its sponsorship obligations under sections 160.400 to 160.425 and 167.349 with regard to each charter school it sponsors, including appropriate demonstration of the following:

(1) Expends no less than ninety percent of its charter school sponsorship funds in support of its charter school sponsorship program, or as a direct investment in the sponsored schools;

(2) Maintains a comprehensive application process that follows fair procedures and rigorous criteria and grants charters only to those developers who demonstrate strong capacity for establishing and operating a quality charter school;

(3) Negotiates contracts with charter schools that clearly articulate the rights and responsibilities of each party regarding school autonomy, expected outcomes, measures for evaluating success or failure, performance consequences based on the annual performance report, and other material terms;

(4) Conducts contract oversight that evaluates performance, monitors compliance, informs intervention and renewal decisions, and ensures autonomy provided under applicable law; and

(5) Designs and implements a transparent and rigorous process that uses comprehensive data to make merit-based renewal decisions.

12. Sponsors receiving funds under subsection 11 of this section shall be required to submit annual reports to the joint committee on education demonstrating they are in compliance with subsection 17 of this section.

13. No university, college or community college shall grant a charter to a nonprofit corporation if an employee of the university, college or community college is a member of the corporation's board of directors.

14. No sponsor shall grant a charter under sections 160.400 to 160.425 and 167.349 without ensuring that a criminal background check and family care safety registry check are conducted for all members of the governing board of the charter schools or the incorporators of the charter school if initial directors are not named in the articles of incorporation, nor shall a sponsor renew a charter without ensuring a criminal background check and family care safety registry check are conducted for each member of the governing board of the charter school.

15. No member of the governing board of a charter school shall hold any office or employment from the board or the charter school while serving as a member, nor shall the member have any substantial interest, as defined in section 105.450, in any entity employed by or contracting with the board. No board member shall be an employee of a company that provides substantial services to the charter school. All members of the governing board of the charter school shall be considered decision-making public servants as defined in section 105.450 for the purposes of the financial disclosure requirements contained in sections 105.483, 105.485, 105.487, and 105.489.

16. A sponsor shall develop the policies and procedures for:

(1) The review of a charter school proposal including an application that provides sufficient information for rigorous evaluation of the proposed charter and provides clear documentation that the education program and academic program are aligned with the state standards and grade-level expectations, and provides clear documentation of effective governance and management structures, and a sustainable operational plan;

(2) The granting of a charter;

(3) The performance contract that the sponsor will use to evaluate the performance of charter schools. Charter schools shall meet current state academic performance standards as well as other standards agreed upon by the sponsor and the charter school in the performance contract;

(4) The sponsor's intervention, renewal, and revocation policies, including the conditions under which the charter sponsor may intervene in the operation of the charter school, along with actions and consequences that may ensue, and the conditions for renewal of the charter at the end of the term, consistent with subsections 8 and 9 of section 160.405;

(5) Additional criteria that the sponsor will use for ongoing oversight of the charter; and

(6) Procedures to be implemented if a charter school should close, consistent with the provisions of subdivision (15) of subsection 1 of section 160.405.

The department shall provide guidance to sponsors in developing such policies and procedures.

17. (1) A sponsor shall provide timely submission to the state board of education of all data necessary to demonstrate that the sponsor is in material compliance with all requirements of sections 160.400 to 160.425 and section 167.349. The state board of education shall ensure each sponsor is in compliance with all requirements under sections 160.400 to 160.425 and 167.349 for each charter school sponsored by any sponsor. The state board shall notify each sponsor of the standards for sponsorship of charter schools, delineating both what is mandated by statute and what best practices dictate. The state board shall evaluate sponsors to determine compliance with these standards every three years. The evaluation shall include a sponsor's policies and procedures in the areas of charter application approval; required charter agreement terms and content; sponsor performance evaluation and compliance monitoring; and charter renewal, intervention, and revocation decisions. Nothing shall preclude the department from undertaking an evaluation at any time for cause.

(2) If the department determines that a sponsor is in material noncompliance with its sponsorship duties, the sponsor shall be notified and given reasonable time for remediation. If remediation does not address the compliance issues identified by the department, the commissioner of education shall conduct a public hearing and thereafter provide notice to the charter sponsor of corrective action that will be recommended to the state board of education. Corrective action by the department may include withholding the sponsor's funding and suspending the sponsor's authority to sponsor a school that it currently sponsors or to sponsor any additional school until the sponsor is reauthorized by the state board of education under section 160.403.

(3) The charter sponsor may, within thirty days of receipt of the notice of the commissioner's recommendation, provide a written statement and other documentation to show cause as to why that action should not be taken. Final determination of corrective action shall be determined by the state board of education based upon a review of the documentation submitted to the department and the charter sponsor.

(4) If the state board removes the authority to sponsor a currently operating charter school under any provision of law, the Missouri charter public school commission shall become the sponsor of the school.

18. If a sponsor notifies a charter school of closure under subsection 8 of section 160.405, the department of elementary and secondary education shall exercise its financial withholding authority under subsection 12 of section 160.415 to assure all obligations of the charter school shall be met. The state, charter sponsor, or resident district shall not be liable for any outstanding liability or obligations of the charter school.

19. (1) A new charter school authorized by legislation enacted on or after July 1, 2024, shall only be established by following the procedures described in this subsection to refer to the qualified voters of the school district a ballot measure authorizing the same. If a majority of the votes cast on the question by the qualified voters voting thereon are in favor of the measure, then the provisions of this section shall become effective for such school district. If a majority of the votes cast on the question by the qualified voters voting thereon are opposed to the measure, then no charter school shall be established in such school district until the measure is resubmitted pursuant to this subsection to the qualified voters and such question is approved by a majority of the qualified voters voting on the measure.

(2) (a) A ballot measure as described in subdivision (1) of this subsection may be referred to the qualified voters of the school district upon a majority vote of the members elected to the school

board. Upon such adoption by the school board, the measure shall be submitted to the qualified voters at the next date available for a municipal election pursuant to chapter 115.

(b) The question submitted by the school board pursuant to this subdivision shall be in substantially the following form:

“Shall the district of adopt the provisions of Section 160.400, RSMo, and allow for the establishing and public funding of charter schools in the district of ...?”

☐ YES

☐ NO

(3) (a) If the school board does not exercise the option described in paragraph (a) of subdivision (2) of this subsection, an entity wishing to sponsor a charter school in the school district as identified in subsection 3 of this section may circulate a petition in a form to be approved by the election authority to submit the approval of charter schools to the legal voters of the school district for approval.

(b) The petition shall be signed by the number of registered voters in the school district equal to at least eight percent of the total votes cast in the school district for governor at the last gubernatorial election.

(c) Petitions shall be filed with the relevant election authority not later than 5:00 p.m. on the thirteenth Tuesday preceding the municipal election.

(d) Each petition shall consist of sheets of uniform size. The space for signatures on either side of a petition page shall be no larger than eight and one-half by fourteen inches. Each page of the petition shall be in substantially the following form:

To the Honorable _____ (title of official with whom petition is to be filed) for _____
(the state of Missouri or appropriate county):

We, the undersigned, citizens and registered voters of the state of Missouri, _____
County and _____, respectfully order that the _____ following question be placed
on the official ballot, for acceptance or rejection at the next municipal election, to be
held on the _____ day of _____, _____:

“Shall the district of adopt the provisions of Section 160.400, RSMo, and allow
for the establishing and public funding of charter schools in the district of ...?”

and each for himself or herself says: I have personally signed this petition; I am a
registered voter of the state of Missouri, _____ County and _____; my registered
voting address and the name of the city, town or village in which I live are correctly
written after my name.

CIRCULATOR'S AFFIDAVIT

STATE OF MISSOURI

COUNTY OF _____

I, _____, a resident of the state of Missouri, being first duly sworn, say (print or type names of signers)

NAME (Signature)	DATE SIGNED	REGISTERED VOTING ADDRESS (Street)(City, Town or Village)	ZIP CODE	CONGR. DIST.	NAME (Printed or Typed)
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(Here follow numbered lines for signers)

signed this page of the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name, registered voting address and city, town or village correctly, and that each signer is a registered voter of the state of Missouri and _____ County.

Signature of Affiant

(Person obtaining signatures)

Subscribed and sworn to before me this _____ day of _____, A.D. _____

Signature of Notary

Notary Public (Seal)

My commission expires _____

If this form is followed substantially, it shall be sufficient, disregarding clerical and merely technical errors.

(e) Any person who is a registered voter of the school district may sign such a petition. Any person who signs a name other than the person's own to any such petition or knowingly signs the person's name more than once to the same petition or who knows the person is not a registered voter

of the school district at the time of signing such petition, or any officer or person willfully violating any provision of this subsection shall be guilty of a class two election offense.

(f) The validity of a petition filed pursuant to provisions of this subsection shall be determined in the manner provided for initiative and referendum petitions pursuant to chapter 116.

(g) Upon the filing of a valid petition, it shall be the duty of the election authority to have the following question placed on the official ballot, in the same manner other questions are placed, at the next municipal election:

“Shall the district of adopt the provisions of Section 160.400, RSMo, and allow for the establishing and public funding of charter schools in the district of ...?”

☐ YES

☐ NO

(4) (a) If a ballot measure is submitted to the legal voters of the school district by the school board pursuant to subdivision (2) of this subsection, then the school board shall be responsible for the costs associated with the election.

(b) If a ballot measure is submitted to the legal voters of the school district by petition pursuant to subdivision (3) of this subsection, then the entity wishing to sponsor a charter school in the school district shall be responsible for the costs associated with the election.”; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted and requested a roll call vote be taken. She was joined in her request by Senators Arthur, Beck, Rizzo, and Washington.

SA 1 failed of adoption by the following vote:

YEAS—Senators

Arthur	Beck	May	McCreery	Mosley	Rizzo	Roberts
Washington	Williams—9					

NAYS—Senators

Bernskoetter	Black	Brattin	Brown (26th Dist.)	Carter	Cierpiot	Coleman
Crawford	Eigel	Fitzwater	Gannon	Koenig	Luetkemeyer	Moon
O'Laughlin	Razer	Rowden	Schroer	Thompson Rehder	Trent—20	

Absent—Senators

Bean	Brown (16th Dist.)	Eslinger	Hoskins	Hough—5
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Absent with leave—Senators—None

Vacancies—None

Senator Koenig moved that SS for HB 2287 be adopted, which motion prevailed.

On motion of Senator Koenig, SS for HB 2287 was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater	Gannon
Hoskins	Koenig	Luetkemeyer	McCreery	Mosley	O'Laughlin	Razer
Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent—27	

NAYS—Senators

May	Moon	Washington	Williams—4
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Absent—Senators

Brown (16th Dist.)	Eslinger	Hough—3
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HB 1751, introduced by Representative Haffner, entitled:

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

Was taken up by Senator Cierpiot.

Senator Cierpiot offered **SS** for **HB 1751**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1751

An Act to repeal section 260.205, RSMo, and to enact in lieu thereof one new section relating to solid waste disposal area permits.

Senator Cierpiot moved that **SS** for **HB 1751** be adopted, which motion prevailed.

On motion of Senator Cierpiot, **SS** for **HB 1751** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Brattin	Brown (26th Dist.)	Carter
Cierpiot	Crawford	Eigel	Fitzwater	Gannon	Hoskins	Koenig
Luetkemeyer	McCreery	Moon	Mosley	O'Laughlin	Razer	Rizzo
Rowden	Schroer	Washington—24				

NAYS—Senators

Black	Coleman	May	Roberts	Thompson Rehder	Trent	Williams—7
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Absent—Senators

Brown (16th Dist.)	Eslinger	Hough—3
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Absent with leave—Senators—None

Vacancies—None

The President declared the bill passed.

On motion of Senator Cierpiot, title to the bill was agreed to.

Senator Cierpiot moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

INTRODUCTION OF GUESTS

Senator Gannon introduced to the Senate, her husband, Dennis; her son, Andrew; and her grandson, Wyatt; and Wyatt was made an honorary page.

Senator Fitzwater introduced to the Senate, students from Holt High School; Timberland High School; Lebanon High School; Clarkton Jr. High School and Tuscumbia High School.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTY-SECOND DAY—THURSDAY, APRIL 18, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2320-Seitz
HCS for HB 1483
HCS for HBs 1900, 1591 & 2515
HCS for HRB 1
HCS for HB 1533
HB 1870-Taylor (48)
HB 2084-Banderman
HCS for HBs 1777, 2203, 2059 & 2502
HCS#2 for HJR 78
HCS for HB 1481
HB 1707-Myers
HB 2098-Thompson
HCS for HB 2140
HCS for HB 2087
HCS for HB 2058
HCS for HJRs 86, 72 & 119
HB 2280-Veit
HCS for HBs 1818 & 2345

HB 2719-Hudson
HCS for HB 2267
HB 1976-Stinnett
HCS for HB 1775
HCS for HBs 1715 & 2630
HCS for HB 2153
HCS#2 for HB 1886
HB 2780-Hicks
HCS for HB 2310
HB 2440-Christofanelli
HCS for HBs 2576 & 1433
HCS for HBs 2874 & 2796
HCS for HB 1753
HCS for HB 2064
HJR 104-Baker
HB 1494-Griffith
HB 1945-Shields

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 734-Eigel, with SCS | 21. SB 1393-O'Laughlin |
| 2. SB 735-Eigel and Moon, with SCS | 22. SB 907-Carter |
| 3. SB 1036-Razer, with SCS | 23. SB 869-Moon, et al |
| 4. SB 1391-Luetkemeyer, with SCS | 24. SB 1029-Moon |
| 5. SB 751-Brown (16) | 25. SB 753-Brown (16) |
| 6. SB 757-O'Laughlin, with SCS | 26. SB 826-Koenig |
| 7. SB 936-Bernskoetter, with SCS | 27. SB 789-Razer |
| 8. SB 1388-Razer | 28. SB 829-Rowden, with SCS |
| 9. SB 1422-Black, with SCS | 29. SB 969-Washington |
| 10. SB 890-Mosley | 30. SB 1099-Washington |
| 11. SB 1296-O'Laughlin | 31. SB 1468-Luetkemeyer, with SCS |
| 12. SB 844-Bernskoetter | 32. SB 1200-Trent, with SCS |
| 13. SB 768-Thompson Rehder, with SCS | 33. SB 1070-McCreery, with SCS |
| 14. SB 1266-Luetkemeyer, with SCS | 34. SB 817-Brown (26) |
| 15. SB 1379-Arthur | 35. SB 1340-Bernskoetter |
| 16. SB 1362-Crawford | 36. SB 819-Brown (26), with SCS |
| 17. SB 1155-Mosley | 37. SB 812-Coleman |
| 18. SB 1326-McCreery | 38. SB 1001-Koenig |
| 19. SB 1277-Black | 39. SB 946-Thompson Rehder |
| 20. SB 884-Roberts, with SCS | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 845-Bernskoetter |
| SB 740-Cierpiot, with SCS | SB 847-Hough, with SCS, SS for SCS & |
| SB 742-Arthur, with SS (pending) | SA 1 (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 848-Hough |
| SB 748-Hough | SB 850-Brown (16) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 772-Gannon | SB 903-Schroer |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 984-Schroer, with SS, SA 1 & |
| SB 782-Bean, with SCS, SS for SCS, SA 4 & | SA 1 to SA 1 (pending) |
| SSA 1 for SA 4, as amended (pending) | SBs 1168 & 810-Coleman, with SCS, |
| SB 799-Fitzwater and Eigel, with SCS & | SS for SCS, SA 2, SA 1 to SA 2 & |
| SS for SCS (pending) | point of order (pending) |
| SB 801-Fitzwater, with SCS | SB 1199-Trent |
| SB 811-Coleman, with SCS, SS#2 for SCS & | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SA 1 (pending) | SB 1375-Eslinger |
| SB 818-Brown (26) and Coleman, with SS & | SB 1392-Trent |
| SA 2 (pending) | |
| SB 830-Rowden, with SS, SA 2 & | |
| point of order (pending) | |

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HB 1495-Griffith (Black)
HCS for HB 1511 (Brown (26))
HB 1803-Thompson, with SS, SA 1 &
SA 1 to SA 1 (pending) (Crawford)

HB 1909-Taylor (48) (Gannon)
HB 2057-Keathley (Thompson Rehder)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SECOND DAY - THURSDAY, APRIL 18, 2024

The Senate met pursuant to adjournment.

Senator Trent in the Chair.

The Reverend Steven George offered the following prayer:

“If you walk in my statutes and observe my commandments and do them, then I will give you your rains in their season, and the land shall yield its increase, and the trees of the field shall yield their fruit.” (Leviticus 26:3-4 ESV)

Heavenly Father, we thank You for the abundance of blessings You have bestowed upon us, both in our personal lives and in our service to this state. We ask that You would bless our time at home with our family and friends this weekend. May this weekend be a time of rejuvenation and renewal in Your presence, preparing us for the tasks that lie ahead. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Carter offered Senate Resolution No. 920, regarding Jackie Clark, Carthage, which was adopted.

Senator Crawford offered Senate Resolution No. 921, regarding Jessalyn Caple, Calhoun, which was adopted.

SENATE BILLS FOR PERFECTION

At the request of Senator Eigel, **SB 734**, with SCS, was placed on the Informal Calendar.

Senator Eigel moved that **SB 735**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 735**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 735

An Act to repeal sections 143.121 and 408.010, RSMo, and to enact in lieu thereof three new sections relating to the sole purpose of regulating the treatment and use of gold and silver.

Was taken up.

Senator Eigel moved that **SCS** for **SB 735** be adopted.

Senator Eigel offered **SS** for **SCS** for **SB 735**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 735

An Act to repeal sections 143.121 and 408.010, RSMo, and to enact in lieu thereof two new sections relating to the sole purpose of regulating the treatment and use of gold and silver.

Senator Eigel moved that **SS** for **SCS** for **SB 735** be adopted.

Senator Luetkemeyer assumed the Chair.

President Kehoe assumed the Chair.

Senator Coleman offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 735, Page 1, In the Title, Line 5, by striking “gold and silver” and inserting in lieu thereof the following: “currency”; and

Further amend said bill and page, section A, line 3, by inserting after all of said line the following:

“105.052. 1. No funds shall be expended by any state department for intradepartmental programs, staffing, or other initiatives associated with “diversity, equity, and inclusion” or “diversity, inclusion, and belonging” or any other initiative that promotes:

(1) The preferential treatment of any individual or group of individuals based on race, color, religion, sex, gender, sexual orientation, ethnicity, national origin, or ancestry;

(2) The concept that disparities between groups are solely the result of oppression;

(3) Collective guilt ideologies;

(4) Intersectional or divisive identity activism; or

(5) The limiting of freedom of conscience, thought, or speech.

2. The provisions of subsection 1 of this section shall not prohibit state departments from any of the following:

(1) Following federal and state employment and antidiscrimination laws; or

(2) Complying with the Americans with Disabilities Act, 42 U.S.C. Section 12101, et seq.

3. No state department shall mandate, require, or incentivize private sector employers to implement programs or initiatives described in subsection 1 of this section as a condition of awarding a state contract.”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted.

Senator Luetkemeyer assumed the Chair.

Senator Roberts raised the point of order that **SA 1** goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Eigel moved that **SS for SCS for SB 735** be adopted, which motion prevailed.

Senator Eigel moved that **SS for SCS for SB 735** be declared perfected and ordered printed and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Hoskins, Moon, and Schroer.

SS for SCS for SB 735 was declared perfected and ordered printed by the following vote:

YEAS—Senators

Bean	Black	Brattin	Brown (26th Dist.)	Carter	Crawford	Eigel
Fitzwater	Hoskins	Koenig	Luetkemeyer	May	Moon	O’Laughlin
Schroer	Thompson Rehder	Trent—17				

NAYS—Senators

Arthur	Beck	Bernskoetter	Brown (16th Dist.)	Cierpiot	Gannon	McCreery
Mosley	Razer	Rizzo	Roberts	Washington	Williams—13	

Absent—Senators

Coleman	Hough	Rowden—3
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Absent with leave—Senator Eslinger—1

Vacancies—None

HOUSE BILLS ON THIRD READING

Senator Crawford moved that **HB 1803**, with **SS**, **SA 1**, and **SA 1 to SA 1** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 1 to SA 1 was again taken up.

At the request of Senator Eigel, **SA 1** was withdrawn, rendering **SA 1 to SA 1** moot.

At the request of Senator Crawford, **SS for HB 1803** was withdrawn.

On motion of Senator Crawford, **HB 1803** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senator Eslinger—1

Vacancies—None

The President declared the bill passed.

On motion of Senator Crawford, title to the bill was agreed to.

Senator Crawford moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **SB 1374**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Coleman, Chair of the Committee on Health and Welfare, Senator O'Laughlin submitted the following report:

Mr. President: Your Committee on Health and Welfare, to which was referred **SB 1260**, begs leave to report that it has considered the same and recommends that the bill do pass.

HOUSE BILLS ON SECOND READING

The following Bills and Resolutions were read the 2nd time and referred to the Committees indicated:

HB 2320—Progress and Development.

HCS for HB 1483—General Laws.

HCS for HBs 1900, 1591, and 2515—Progress and Development.

HCS for HRB 1—Governmental Accountability.

HCS for HB 1533—Governmental Accountability.

HB 1870—Transportation, Infrastructure and Public Safety.

HB 2084—Local Government and Elections.

HCS for HBs 1777, 2203, 2059, and 2502—Judiciary and Civil and Criminal Jurisprudence.

HCS No. 2 for HJR 78—Economic Development and Tax Policy.

HCS for HB 1481—Transportation, Infrastructure and Public Safety.

HB 1707—Transportation, Infrastructure and Public Safety.

HB 2098—General Laws.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Rotary Club members of Battle High School and Columbia Independent School.

Senator Black introduced to the Senate, Lori and Harold Spire, Maryville; Douglas Alexander, Brooklyn New York; and Don and Betty Noland, St. Peters.

Senator Fitzwater introduced to the Senate, St. Patrick Catholic School 8th graders, Wentzville.

Senator May introduced to the Senate, Juniors and Seniors from Lift for Life Academy, St. Louis.

Senator Mosley introduced to the Senate, Kydal Seals, St. Louis.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, April 22, 2024.

SENATE CALENDAR

FIFTY-THIRD DAY—MONDAY, APRIL 22, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2140
HCS for HB 2087
HCS for HB 2058
HCS for HJR 86, 72 & 119
HB 2280-Veit
HCS for HBs 1818 & 2345
HB 2719-Hudson
HCS for HB 2267

HB 1976-Stinnett
HCS for HB 1775
HCS for HBs 1715 & 2630
HCS for HB 2153
HCS#2 for HB 1886
HB 2780-Hicks
HCS for HB 2310
HB 2440-Christofanelli

HCS for HBs 2576 & 1433
 HCS for HBs 2874 & 2796
 HCS for HB 1753
 HCS for HB 2064

HJR 104-Baker
 HB 1494-Griffith
 HB 1945-Shields

SENATE BILLS FOR PERFECTION

- | | |
|--------------------------------------|-----------------------------------|
| 1. SB 1036-Razer, with SCS | 21. SB 869-Moon, et al |
| 2. SB 1391-Luetkemeyer, with SCS | 22. SB 1029-Moon |
| 3. SB 751-Brown (16) | 23. SB 753-Brown (16) |
| 4. SB 757-O'Laughlin, with SCS | 24. SB 826-Koenig |
| 5. SB 936-Bernskoetter, with SCS | 25. SB 789-Razer |
| 6. SB 1388-Razer | 26. SB 829-Rowden, with SCS |
| 7. SB 1422-Black, with SCS | 27. SB 969-Washington |
| 8. SB 890-Mosley | 28. SB 1099-Washington |
| 9. SB 1296-O'Laughlin | 29. SB 1468-Luetkemeyer, with SCS |
| 10. SB 844-Bernskoetter | 30. SB 1200-Trent, with SCS |
| 11. SB 768-Thompson Rehder, with SCS | 31. SB 1070-McCreery, with SCS |
| 12. SB 1266-Luetkemeyer, with SCS | 32. SB 817-Brown (26) |
| 13. SB 1379-Arthur | 33. SB 1340-Bernskoetter |
| 14. SB 1362-Crawford | 34. SB 819-Brown (26), with SCS |
| 15. SB 1155-Mosley | 35. SB 812-Coleman |
| 16. SB 1326-McCreery | 36. SB 1001-Koenig |
| 17. SB 1277-Black | 37. SB 946-Thompson Rehder |
| 18. SB 884-Roberts, with SCS | 38. SB 1374-Gannon |
| 19. SB 1393-O'Laughlin | 39. SB 1260-Gannon |
| 20. SB 907-Carter | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 734-Eigel, with SCS | SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 801-Fitzwater, with SCS |
| SB 740-Cierpiot, with SCS | SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) |
| SB 742-Arthur, with SS (pending) | SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 830-Rowden, with SS, SA 2 &
point of order (pending) |
| SB 748-Hough | SB 845-Bernskoetter |
| SB 750-Hough, with SCS & SA 1 (pending) | |
| SB 772-Gannon | |
| SB 778-Eslinger, with SS & SA 1 (pending) | |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) | |

SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending)
SB 848-Hough
SB 850-Brown (16)
SB 876-Bean, with SCS & SS for SCS (pending)
SB 903-Schroer
SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending)

SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending)
SB 1199-Trent
SB 1207-Hoskins, with SS & SA 1 (pending)
SB 1375-Eslinger
SB 1392-Trent

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HB 1495-Griffith (Black)
HCS for HB 1511 (Brown (26))

HB 1909-Taylor (48) (Gannon)
HB 2057-Keathley (Thompson Rehder)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-THIRD DAY - MONDAY, APRIL 22, 2024

The Senate met pursuant to adjournment.

Senator Fitzwater in the Chair.

The Reverend Steven George offered the following prayer:

"Blessed are those who find wisdom, those who gain understanding, for she is more profitable than silver and yields better returns than gold." (Prov 3:13-14 NIV)

Almighty and Wise God, as we gather in this esteemed assembly for another week of work, we humbly seek Your guidance and wisdom. Bless us with discernment and understanding as we deliberate on matters crucial to our state. May our decisions reflect the pursuit of wisdom, and may they lead to blessings and prosperity for all who live here. Grant us the humility to acknowledge Your wisdom above all else. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 18, 2024, was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Bean Koenig—2

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown (26) offered Senate Resolution No. 922, regarding Rachel Lensing, Hermann, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 923, regarding Lauren Crutsinger, Whitewater, which was adopted.

Senator Beck offered Senate Resolution No. 924, regarding Carley R. Hopkins, St. Louis, which was adopted.

Senators Black and Brattin offered Senate Resolution No. 925, regarding Greenwich Cemetery, Savannah, which was adopted.

Senator Eslinger offered Senate Resolution No. 926, regarding Ronald E. Kessler, Jr., Reeds Spring, which was adopted.

Senator Roberts offered Senate Resolution No. 927, regarding The Victor apartments, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 928, regarding 21c Museum Hotel, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 929, regarding the Franz Artz House, St. Louis, which was adopted.

Senator Roberts offered Senate Resolution No. 930, regarding City Garden Montessori School, St. Louis, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 931, regarding Delta R-V High School, Delta, which was adopted.

Senator Carter offered Senate Resolution No. 932, regarding Daniel "Dan" Wagner, Pierce City, which was adopted.

Senator Hoskins offered Senate Resolution No. 933, regarding Kelee Katillac and Jorge Arango, which was adopted.

Senator Brattin offered Senate Resolution No. 934, regarding Captain James R. Hebensperger, Warrensburg, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HB 2287** and has taken up and passed **SS** for **HB 2287**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2657**, entitled:

An Act to repeal section 143.124, RSMo, and to enact in lieu thereof one new section relating to private pension taxation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HBs 2710** and **2681**, entitled:

An Act to repeal section 144.054, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain nuclear facilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2756**, entitled:

An Act to repeal sections 67.2800, 67.2810, 67.2815, 67.2817, 67.2830, and 67.2840, RSMo, and to enact in lieu thereof six new sections relating to the property assessment clean energy act.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 2** for **SCS** for **SB 727**.

Bill ordered enrolled.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS No. 2** for **SCS** for **SB 727**, begs leave to report that it has examined the same and finds that the bill has been duly enrolled and that the printed copies furnished the Senators are correct.

Also,

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SCS** for **SB 735**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

SENATE BILLS FOR PERFECTION

Senator Cierpiot moved that **SB 740**, with **SCS**, be called from the Informal Calendar and taken up for perfection, which motion prevailed.

SCS for **SB 740**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 740

An Act to repeal sections 204.300, 204.610, 393.320, 393.1030, 393.1506, 393.1700, and 640.144, RSMo, and to enact in lieu thereof eight new sections relating to utilities.

Was taken up.

Senator Cierpiot moved that **SCS** for **SB 740** be adopted.

Senator Cierpiot offered **SS** for **SCS** for **SB 740**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 740

An Act to repeal sections 67.2677, 67.5122, 71.340, 204.300, 204.610, 226.220, 386.572, 386.895, 393.150, 393.320, 393.1030, 393.1400, 393.1506, 393.1700, 523.010, and 640.144, RSMo, and to enact in lieu thereof eighteen new sections relating to utilities.

Senator Cierpiot moved that **SS** for **SCS** for **SB 740** be adopted.

President Kehoe assumed the Chair.

Senator Rowden assumed the Chair.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HCS** for **HB 2016** and **SS No. 2** for **SCS** for **SB 727**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

Senator Fitzwater assumed the Chair.

Senator Rowden assumed the Chair.

Senator Cierpiot offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 740, Page 18, Section 386.895, Line 47, by striking the word “when” and inserting in lieu thereof the following: “**if the costs associated with the investment are reasonable and**”.

Senator Cierpiot moved that the above amendment be adopted, which motion prevailed.

Senator Hough assumed the Chair.

Senator McCreery offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 740, Page 15, Section 226.224, Line 5, by inserting after all of said line the following:

“386.370. 1. The commission shall, prior to the beginning of each fiscal year beginning with the fiscal year commencing on July 1, 1947, make an estimate of the expenses to be incurred by it during such fiscal

year reasonably attributable to the regulation of public utilities as provided in chapters 386, 392 and 393 and shall also separately estimate the amount of such expenses directly attributable to such regulation of each of the following groups of public utilities: electrical corporations, gas corporations, water corporations, heating companies and telephone corporations, telegraph corporations, sewer corporations, and any other public utility as defined in section 386.020, as well as the amount of such expenses not directly attributable to any such group. For purposes of this section, water corporations and sewer corporations will be combined and considered one group of public utilities.

2. The commission shall allocate to each such group of public utilities the estimated expenses directly attributable to the regulation of such group and an amount equal to such proportion of the estimated expenses not directly attributable to any group as the gross intrastate operating revenues of such group during the preceding calendar year bears to the total gross intrastate operating revenues of all public utilities subject to the jurisdiction of the commission, as aforesaid, during such calendar year. The commission shall then assess the amount so allocated to each group of public utilities, subject to reduction as herein provided, to the public utilities in such group in proportion to their respective gross intrastate operating revenues during the preceding calendar year, except that the total amount so assessed to all such public utilities shall not exceed three hundred fifteen thousandths of one percent of the total gross intrastate operating revenues of all utilities subject to the jurisdiction of the commission.

3. The commission shall render a statement of such assessment to each such public utility on or before July first and the amount so assessed to each such public utility shall be paid by it to the director of revenue in full on or before July fifteenth next following the rendition of such statement, except that any such public utility may at its election pay such assessment in four equal installments not later than the following dates next following the rendition of said statement, to wit: July fifteenth, October fifteenth, January fifteenth and April fifteenth. The director of revenue shall remit such payments to the state treasurer.

4. The state treasurer shall credit such payments to a special fund, which is hereby created, to be known as "The Public Service Commission Fund", which fund, or its successor fund created pursuant to section 33.571, shall be devoted solely to the payment of expenditures actually incurred by the commission and attributable to the regulation of such public utilities subject to the jurisdiction of the commission, as aforesaid. Any amount remaining in such special fund or its successor fund at the end of any fiscal year shall not revert to the general revenue fund, but shall be applicable by appropriation of the general assembly to the payment of such expenditures of the commission in the succeeding fiscal year and shall be applied by the commission to the reduction of the amount to be assessed to such public utilities in such succeeding fiscal year, such reduction to be allocated to each group of public utilities in proportion to the respective gross intrastate operating revenues of the respective groups during the preceding calendar year.

5. In order to enable the [commission to make the] allocations and assessments herein provided for, each public utility subject to the jurisdiction of the commission as aforesaid shall file with the commission, within ten days after August 28, 1996, and thereafter on or before March thirty-first of each year, a statement under oath showing its gross intrastate operating revenues for the preceding calendar year, and if any public utility shall fail to file such statement within the time aforesaid the commission shall estimate such revenue which estimate shall be binding on such public utility for the purpose of this section.

6. The public counsel shall, prior to the beginning of each fiscal year beginning with the fiscal year commencing on July 1, 2024, make an estimate of the expenses to be incurred by his office

during such fiscal year reasonably attributable to the performance of his powers, duties, and functions pursuant to sections 386.700 and 386.710 and shall also separately estimate the amount of such expenses directly attributable to such duties for each of the following groups of public utilities: electrical corporations, gas corporations, water corporations, heating companies and telephone corporations, telegraph corporations, sewer corporations, and any other public utility as defined in section 386.020, as well as the amount of such expenses not directly attributable to any such group. For purposes of this section, water corporations and sewer corporations will be combined and considered one group of public utilities.

7. The public counsel shall allocate to each such group of public utilities the estimated expenses directly attributable to the regulation of such group and an amount equal to such proportion of the estimated expenses not directly attributable to any group as the gross intrastate operating revenues of such group during the preceding calendar year bears to the total gross intrastate operating revenues of all public utilities subject to the jurisdiction of the commission, as aforesaid, during such calendar year. The public counsel shall then assess the amount so allocated to each group of public utilities, subject to reduction as herein provided, to the public utilities in such group in proportion to their respective gross intrastate operating revenues during the preceding calendar year, except that the total amount so assessed to all such public utilities shall not exceed sixty-three thousandths of one percent of the total gross intrastate operating revenues of all utilities subject to the jurisdiction of the commission.

8. The public counsel shall render a statement of such assessment to each such public utility on or before July first and the amount so assessed to each such public utility shall be paid by it to the director of revenue in full on or before July fifteenth next following the rendition of such statement, except that any such public utility may at its election pay such assessment in four equal installments not later than the following dates next following the rendition of said statement, to wit: July fifteenth, October fifteenth, January fifteenth and April fifteenth. The director of revenue shall remit such payments to the state treasurer.

9. The state treasurer shall credit such payments to a special fund, which is hereby created, to be known as "The Office of the Public Counsel Fund", which fund, or its successor fund created pursuant to section 33.571, shall be devoted solely to the payment of expenditures actually incurred by the public counsel and attributable to the regulation of such public utilities subject to the jurisdiction of the commission, as aforesaid. Any amount remaining in such special fund or its successor fund at the end of any fiscal year shall not revert to the general revenue fund, but shall be applicable by appropriation of the general assembly to the payment of such expenditures of the public counsel in the succeeding fiscal year and shall be applied by the public counsel to the reduction of the amount to be assessed to such public utilities in such succeeding fiscal year, such reduction to be allocated to each group of public utilities in proportion to the respective gross intrastate operating revenues of the respective groups during the preceding calendar year."; and

Further amend the title and enacting clause accordingly.

Senator McCreery moved that the above amendment be adopted, which motion prevailed.

Senator Moon offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for Senate Bill No. 740, Page 92, Section 523.010, Lines 130-140, by striking all of said lines from the bill.

Senator Moon moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

Senator Rowden assumed the Chair.

On motion of Senator Cierpiot, **SB 740**, with **SCS**, **SS** for **SCS**, and **SA 3** (pending), was placed on the Informal Calendar.

REPORTS OF STANDING COMMITTEES

Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SCR 36**, begs leave to report that it has considered the same and recommends that the concurrent resolution do pass.

Senator Cierpiot, Chair of the Committee on Commerce, Consumer Protection, Energy and the Environment, submitted the following report:

Mr. President: Your Committee on Commerce, Consumer Protection, Energy and the Environment, to which was referred **HCS** for **HB 1746**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Brown (16), Chair of the Committee on Emerging Issues, submitted the following report:

Mr. President: Your Committee on Emerging Issues, to which was referred **HB 2062**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, Senator O'Laughlin submitted the following report:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 1659**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Eslinger, Chair of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred **HB 2111**, begs leave to report that it has considered the same and recommends that the bill do pass.

On behalf of Senator Bean, Chair of the Committee on Agriculture, Food Production and Outdoor Resources, Senator O'Laughlin submitted the following report:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HBs 2134** and **1956**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Black, Chair of the Committee on Veterans, Military Affairs and Pensions, submitted the following report:

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **HB 1713**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Coleman, Chair of the Committee on Health and Welfare, submitted the following reports:

Mr. President: Your Committee on Health and Welfare, to which was referred **HCS** for **HBs 2626** and **1918**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Health and Welfare, to which was referred **HCS** for **HB 2227**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following reports:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **HB 1960**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **HB 1912**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **HB 2430**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Trent assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills and Resolutions were read the 2nd time and referred to the Committee indicated:

HCS for **HB 2140**—Local Government and Elections.

HCS for **HB 2087**—Insurance and Banking.

HCS for **HB 2058**—General Laws.

HCS for **HJR**s **86**, **72**, and **119**—Local Government and Elections.

HB 2280—Governmental Accountability.

HCS for **HB**s **1818** and **2345**—Fiscal Oversight.

HB 2719—Fiscal Oversight.

HCS for **HB 2267**—Insurance and Banking.

HB 1976—Insurance and Banking.

HCS for HB 1775—Fiscal Oversight.

HCS for HBs 1715 and 2630—Select Committee on Empowering Missouri Parents and Children.

HCS for HB 2153—Agriculture, Food Production and Outdoor Resources.

HCS No. 2 for HB 1886—Judiciary and Civil and Criminal Jurisprudence.

HB 2780—Insurance and Banking.

HCS for HB 2310—Select Committee on Empowering Missouri Parents and Children.

HB 2440—Insurance and Banking.

HCS for HBs 2576 and 1433—Judiciary and Civil and Criminal Jurisprudence.

HCS for HBs 2874 and 2796—General Laws.

HCS for HB 1753—Commerce, Consumer Protection, Energy and the Environment.

HCS for HB 2064—Judiciary and Civil and Criminal Jurisprudence.

HJR 104—Local Government and Elections.

HB 1494—Judiciary and Civil and Criminal Jurisprudence.

HB 1945—Select Committee on Empowering Missouri Parents and Children.

REFERRALS

President Pro Tem Rowden referred **SS** for **SCS** for **SB 735** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HJR 132**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment to Article III of the Constitution of Missouri, by adopting one new section relating to certain sexual offenses involving children.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 2413**, entitled:

An Act to repeal sections 191.648, 192.769, and 210.030, RSMo, and to enact in lieu thereof four new sections relating to health care.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1995**, entitled:

An Act to repeal section 67.5122, RSMo, relating to small wireless facilities.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HB 2599**, entitled:

An Act to repeal sections 311.310 and 311.328, RSMo, and to enact in lieu thereof three new sections relating to transactions involving secure identity verification, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Victoria Babb, 2236 Bay Tree Drive, Saint Peters, Saint Charles County, Missouri 63376, as a member of Missouri Community Service Commission, for a term ending December 15, 2024, and until her successor is duly appointed and qualified; vice, Forrest W. Miller, Jr., resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Ann Marie Baker, Republican, 4152 N. Farm Road 103, Springfield, Greene County, Missouri 65803, as a member of the State Highways and Transportation Commission, for a term ending March 1, 2029, and until her successor is duly appointed and qualified; vice, Terry L. Ecker, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Taylor Burks, Republican, 15641 S. Palis Nichols Road, Hartsburg, Boone County, Missouri 65039, as a member of the Truman State University Board of Governors, for a term ending January 1, 2030, and until his successor is duly appointed and qualified; vice, Cheryl J. Cozette, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Winston Calvert, 7044 Waterman Ave., University City, Saint Louis County, Missouri 63130, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, for a term ending November 11, 2024, and until his successor is duly appointed and qualified; vice, Rose Windmiller, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Maureen Clancy-May, Democrat, 9 Daybreak Estates, Saint Louis, Saint Louis County, Missouri 63128, as a member of Southeast Missouri State University Board of Governors, for a term ending April 14, 2030, and until her successor is duly appointed and qualified; vice, none.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Ed Elder, 1009 W 57 Terrace, Kansas City, Jackson County, Missouri 64113, as a member of Kansas City Board of Police Commissioners, for a term ending March 7, 2028, and until his successor is duly appointed and qualified; vice, Cathy J. Dean, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Tawni Ferrarini, Independent, 3344 Civic Green Drive, Saint Charles, Saint Charles County, Missouri 63301, as a member of the State Board of Education, for a term ending July 1, 2029, and until her successor is duly appointed and qualified; vice, Don Claycomb, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Darryl Gray, 5083 Waterman Blvd., Saint Louis, Saint Louis County, Missouri 63108, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2027, and until his successor is duly appointed and qualified; vice, Todd Spencer, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Michelle Hataway, 419 Turnberry Drive, Jefferson City, Cole County, Missouri 65109, as Director of the Department of Economic Development, for a term ending at the pleasure of the Governor, and until her successor is duly appointed and qualified.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Rodney Hendricks, Republican, 17725 South Highway O, Jerico Springs, Cedar County, Missouri 64756, as a member of the Missouri Southern State University Board of Governors, for a term ending August 30, 2029, and until his successor is duly appointed and qualified; vice, William L. Gipson, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Tracy Henke, 15939 Wetherburn Road, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2028, and until her successor is duly appointed and qualified; vice, Stephaine B. Garrett, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Daniel Isom, 2931 St. Vincent Ave., Saint Louis, Saint Louis County, Missouri 63104, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, for a term ending November 10, 2026, and until his successor is duly appointed and qualified; vice, Fred Pestello, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Lyda Krewson, Democrat, 502 Lake Ave, Saint Louis, Saint Louis County, Missouri 63108, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2027, and until her successor is duly appointed and qualified; vice, Julia Brncic, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

W. Dudley McCarter, 338 Peekskill Dr., Saint Louis, Saint Louis County, Missouri 63141, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2028, and until his successor is duly appointed and qualified; vice, W. Dudley McCarter, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

John Mitchell, 416 W. 61st Street, Kansas City, Jackson County, Missouri 64113, as a member of the Public Service Commission, for a term ending March 25, 2026, and until his successor is duly appointed and qualified; vice, Scott T. Rupp, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jerel Poor II, 8288 Mapavi Drive, Bonne Terre, St. Francois County, Missouri 63628, as a member of the Administrative Hearings Commission, for a term ending April 14, 2030, and until his successor is duly appointed and qualified; vice, Philip E. Prewitt, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Thomas Prater, Independent, 1133 S. Weller Ave, Springfield, Greene County, Missouri 65804, as a member of the State Board of Education, for a term ending July 1, 2031, and until his successor is duly appointed and qualified; vice, Peter Herschend, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Gregory Razer, Democrat, 8205 Cherry Street, Kansas City, Jackson County, Missouri 63141, as a member of the State Tax Commission, for a term ending January 1, 2030, and until his successor is duly appointed and qualified; vice, Victor E. Callahan, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Jeremy Schneider, Republican, 27962 State Hwy J, Atlanta, Macon County, Missouri 63530, as a member of the Missouri Ethics Commission, for a term ending March 15, 2030 and until his successor is duly appointed and qualified; vice, Robert C. Cook, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Louise Secker, 2625 E 14th Street, Joplin, Jasper County, Missouri 64801, as a member of Missouri Community Service Commission, for a term ending December 12, 2024, and until her successor is duly appointed and qualified; Reena Hajat Carroll, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Katie Sinquefield, Republican, 4101 Stone Grove Ct., Columbia, Boone County, Missouri 65203, as a member of Public Defenders Commission, for a term ending April 14, 2030, and until her successor is duly appointed and qualified; vice, Gary B. Fuhr, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Whitney Smith, Republican, 12306 Borcharding Lane, Des Peres, Saint Louis County, Missouri 63131, as a member of the Missouri Ethics Commission, for a term ending March 15, 2030 and until her successor is duly appointed and qualified; vice, Helene Frischer, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 15, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I have the honor to transmit to you herewith for your advice and consent the following appointment:

Amy Westermann, 7768 N. Farm Road 79, Walnut Grove, Greene County, Missouri 65770, as a member of the Administrative Hearings Commission, for a term ending April 14, 2030, and until her successor is duly appointed and qualified; vice, Brett Woodson Berri, passed away.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden referred the above appointments and reappointment to the Committee on Gubernatorial Appointments.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Tuesday, April 23, 2024.

SENATE CALENDAR

FIFTY-FOURTH DAY—TUESDAY, APRIL 23, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2657-McGill

HCS for HBs 2710 & 2681

HCS for HB 2756

HJR 132-Hausman

HCS for HB 2413

HB 1995-Perkins

HCS for HB 2599

THIRD READING OF SENATE BILLS

SS for SCS for SB 735-Eigel, et al

(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

1. SB 1036-Razer, with SCS
2. SB 1391-Luetkemeyer, with SCS
3. SB 751-Brown (16)
4. SB 757-O’Laughlin, with SCS
5. SB 936-Bernskoetter, with SCS
6. SB 1388-Razer
7. SB 1422-Black, with SCS
8. SB 890-Mosley
9. SB 1296-O’Laughlin
10. SB 844-Bernskoetter
11. SB 768-Thompson Rehder, with SCS
12. SB 1266-Luetkemeyer, with SCS
13. SB 1379-Arthur
14. SB 1362-Crawford

15. SB 1155-Mosley
16. SB 1326-McCreery
17. SB 1277-Black
18. SB 884-Roberts, with SCS
19. SB 1393-O’Laughlin
20. SB 907-Carter
21. SB 869-Moon, et al
22. SB 1029-Moon
23. SB 753-Brown (16)
24. SB 826-Koenig
25. SB 789-Razer
26. SB 829-Rowden, with SCS
27. SB 969-Washington
28. SB 1099-Washington

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|-----------------------------------|----------------------------|
| 29. SB 1468-Luetkemeyer, with SCS | 35. SB 812-Coleman |
| 30. SB 1200-Trent, with SCS | 36. SB 1001-Koenig |
| 31. SB 1070-McCreery, with SCS | 37. SB 946-Thompson Rehder |
| 32. SB 817-Brown (26) | 38. SB 1374-Gannon |
| 33. SB 1340-Bernskoetter | 39. SB 1260-Gannon |
| 34. SB 819-Brown (26), with SCS | |

HOUSE BILLS ON THIRD READING

- | | |
|--|---------------------------------|
| 1. HCS for HB 1746, with SCS (Cierpiot) | 6. HB 1713-Schnelting (Schroer) |
| 2. HB 2062-Brown, C. (16) (Trent) | 7. HCS for HBs 2626 & 1918 |
| 3. HCS for HB 1659, with SCS (Luetkemeyer) | 8. HCS for HB 2227 |
| 4. HB 2111-Christofanelli | 9. HB 1960-Riley (Fitzwater) |
| 5. HCS for HBs 2134 & 1956, with SCS
(Carter) | 10. HB 1912-McGill (Koenig) |
| | 11. HB 2430-McGill (Schroer) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 830-Rowden, with SS, SA 2 &
point of order (pending) |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 845-Bernskoetter |
| SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) | SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending) |
| SB 742-Arthur, with SS (pending) | SB 848-Hough |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 850-Brown (16) |
| SB 748-Hough | SB 876-Bean, with SCS & SS for SCS
(pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 903-Schroer |
| SB 772-Gannon | SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending) |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) | SB 1199-Trent |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 801-Fitzwater, with SCS | SB 1375-Eslinger |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | SB 1392-Trent |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | |

HOUSE BILLS ON THIRD READING

- | | |
|--------------------------|------------------------------|
| HB 1488-Shields (Arthur) | HCS for HB 1511 (Brown (26)) |
| HB 1495-Griffith (Black) | HB 1909-Taylor (48) (Gannon) |

HB 2057-Keathley (Thompson Rehder)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FOURTH DAY - TUESDAY, APRIL 23, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Steven George offered the following prayer:

“Blessed is the one who does not walk in step with the wicked or stand in the way that sinners take or sit in the company of mockers, but whose delight is in the law of the Lord, and who meditates on his law day and night. That person is like a tree planted by streams of water, which yields its fruit in season and whose leaf does not wither—whatever they do prospers.” (Psalm 1:1-3 NIV)

Heavenly Father, as we convene today, we lift our hearts in gratitude for the opportunity to serve our state. Like trees planted by streams of water, may we be firmly rooted in Your word and guided by Your counsel. May our deliberations be fruitful, yielding prosperity and peace for our communities and our state. Bless us with Your favor as we seek to fulfill our duties with integrity and righteousness. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Coleman—1

Vacancies—None

The Lieutenant Governor was present.

The Senate observed a moment of silence for Sgt. Colin Arslanbas.

The Senate observed a moment of silence for Janet Osterhage.

RESOLUTIONS

Senator May offered Senate Resolution No. 935, regarding the death of Sterling Moody, St. Louis, which was adopted.

Senator Brown (16) offered Senate Resolution No. 936, regarding Caitlyn Kleffner, Rolla, which was adopted.

Senator Beck offered Senate Resolution No. 937, regarding Long Elementary School, Crestwood, which was adopted.

Senator Fitzwater offered Senate Resolution No. 938, regarding Corrections Officer II Donald Lindsey, Troy, which was adopted.

Senator Fitzwater offered Senate Resolution No. 939, regarding Corrections Officer I William Williamson, Silex, which was adopted.

Senator Fitzwater offered Senate Resolution No. 940, regarding Corrections Supervisor Gary DeTienne, Bowling Green, which was adopted.

Senator Fitzwater offered Senate Resolution No. 941, regarding Corrections Officer II Cassandra Cropp, Louisiana, which was adopted.

Senator Fitzwater offered Senate Resolution No. 942, regarding Melanie Powell, Louisiana, which was adopted.

REFERRALS

President Pro Tem Rowden referred **HCS** for **HB 1746**, with **SCS**, **HCS** for **HB 1659**, with **SCS**, **HCS** for **HBs 2134** and **1956**, with **SCS**, **HCS** for **HBs 2626** and **1918**, **HCS** for **HB 2227**, **HB 1960**, and **HB 2430** to the Committee on Fiscal Oversight.

CONCURRENT RESOLUTIONS

Senator Carter offered the following concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 37

Whereas, the state of Missouri values its sovereignty and independence; and

Whereas, the citizens of Missouri are increasingly alarmed by the influence of international organizations like the World Health Organization, the United Nations and the World Economic Forum in this state; and

Whereas, a number of recent proposals supported by the United Nations and the World Economic Forum are deeply concerning, including but not limited to:

(1) The promotion of insect-based foods as a replacement for traditional meat products, limiting food choice and infringing on personal dietary preferences and traditions;

(2) The imposition of ESG, or environmental, social, and corporate governance, requirements on businesses that increase regulations, raise costs, and reduce economic freedom for entrepreneurs and businesses;

(3) The concept of social credit, akin to a credit score for social behaviors, that gives the government undue control over individuals' daily lives, punishing those who dissent or hold differing views;

(4) Advocacy for censorship, including government preapproval of information shared online, on social media, and on television that threatens the fundamental principles of free speech and stifles open discourse;

(5) Support for global medical mandates, such as lockdowns, travel bans, business closures, and medical passports, that infringe on individual liberties and personal autonomy;

(6) The endorsement of digital identification that records and tracks individuals' activities, raising concerns about mass surveillance and the erosion of personal privacy;

(7) The potential implementation of mass surveillance technologies, including facial recognition cameras and biometric implants, that pose significant threats to personal privacy and civil liberties;

(8) Placing onerous burdens, costs, and regulations on farmers in the name of sustainability goals that jeopardize agricultural practices and the livelihoods of farmers;

(9) The advocacy for the elimination of private property rights, which undermines the principles of individual ownership and personal freedom; and

(10) The introduction of central bank digital currencies (CBDCs), programmable currency controlled by central banks, that grant the government instant visibility and control over citizens' finances, infringing on financial privacy and personal autonomy;

Now, Therefore, Be It Resolved that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, the House of Representatives concurring therein, that the General Assembly firmly reasserts its unwavering dedication to the principles of sovereignty and self-determination, declaring unequivocally that any encroachments on the freedom of its residents must be immediately stopped; and

Be It Further Resolved that the General Assembly openly voices its concerns regarding all attempts made by international organizations, including but not limited to the United Nations, the World Economic Forum, and the World Health Organization, to advocate for policies and initiatives that could undermine the core values and interests of Missouri's residents; and

Be It Further Resolved that the General Assembly strongly encourages a comprehensive review of all agreements or partnerships involving international organizations to guarantee their alignment with the fundamental principles of individual freedom, privacy, autonomy, and the right to private property, which are cherished by the people of Missouri; and

Be It Further Resolved that the General Assembly remains resolute in its commitment to engaging in international cooperation as long as such endeavors respect the autonomy and sovereignty of our great state; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Governor and Missouri's Congressional delegation.

SENATE BILLS FOR PERFECTION

At the request of Senator Razer, **SB 1036**, with **SCS**, was placed on the Informal Calendar.

At the request of Senator Luetkemeyer, **SB 1391**, with **SCS**, was placed on the Informal Calendar.

SB 751 was placed on the Informal Calendar.

At the request of Senator O'Laughlin, **SB 757**, with **SCS**, was placed on the Informal Calendar.

Senator Bernskoetter moved that **SB 936**, with **SCS**, be taken up for perfection, which motion prevailed.

SCS for **SB 936**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 936

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to paint recycling.

Was taken up.

Senator Bernskoetter moved that **SCS** for **SB 936** be adopted.

Senator Bernskoetter offered **SS** for **SCS** for **SB 936**, entitled:

SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 936

An Act to amend chapter 701, RSMo, by adding thereto one new section relating to paint recycling.

Senator Bernskoetter moved that **SS** for **SCS** for **SB 936** be adopted.

Senator Bean assumed the Chair.

Senator Black assumed the Chair.

At the request of Senator Bernskoetter, **SB 936**, with **SCS**, and **SS** for **SCS** (pending), was placed on the Informal Calendar.

Senator Razer moved that **SB 1388** be taken up for perfection, which motion prevailed.

Senator Schroer offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 1388, Page 1, In the Title, Lines 2-3, by striking “a sales tax exemption for certain nuclear facilities” and inserting in lieu thereof the following: “the taxation of nuclear-related activities”; and

Further amend said bill and page, Section A, line 3, by inserting after all of said line the following:

“135.2550. 1. This section shall be known and may be cited as the “Missouri Nuclear Remediation Act”.

2. As used in this section, the following terms shall mean:

(1) “Department”, the Missouri department of natural resources;

(2) “EPA designated superfund site”, a site designated by the Environmental Protection Agency (EPA) as a location contaminated by hazardous waste and identified as a candidate for cleanup because it poses a risk to human health or the environment, specifically those sites where nuclear or radioactive waste was stored or buried;

(3) “Qualified activities”, includes:

(a) Soil remediation activities aimed at removing residues from uranium ore, thorium ore, or radium;

(b) The construction of water treatment installations, including but not limited to reverse osmosis water treatment systems, designed to improve water quality and remove contaminants;

(c) Water testing for the presence and concentration of contaminants such as cesium-137, uranium, radium, or thorium;

(d) Soil testing for the presence and concentration of contaminants such as cesium-137, uranium, radium, or thorium;

(4) “Qualified taxpayer”, an individual or business entity residing within a twenty-five mile radius of an EPA designated superfund site where nuclear or radioactive waste was stored or buried;

(5) “Soil remediation”, the process of removing or neutralizing contaminants from soil, including residues from uranium ore, thorium ore, or radium;

(6) “Soil testing”, the analysis of soil samples to detect the presence and concentration of contaminants, including but not limited to cesium-137, uranium, radium, or thorium;

(7) “Water testing”, the analysis of water samples to detect the presence and concentration of contaminants, including but not limited to cesium-137, uranium, radium, or thorium;

(8) “Water treatment”, processes that improve the quality of water for its designated end-use, including reverse osmosis water treatment systems.

3. (1) For all tax years beginning on or after January 1, 2025, a qualified taxpayer shall be eligible to claim a tax credit in the amount of fifty percent of the costs incurred for performing qualified activities.

(2) Tax credits authorized by this section shall not be transferred, sold, or assigned.

(3) Tax credits authorized by this section shall not be refundable, but may be carried forward for five subsequent tax years or until the full credit is redeemed, whichever occurs first.

4. The total amount of tax credits authorized pursuant to this section shall not exceed five million dollars per fiscal year.

5. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

6. Pursuant to section 23.253 of the Missouri Sunset Act:

(1) The program authorized pursuant to this section shall automatically sunset on December 31, 2031, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized pursuant to this section shall automatically sunset twelve years after the effective date of the reauthorization; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized pursuant to this section is sunset.

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Rowden assumed the Chair.

At the request of Senator Razer, **SB 1388** was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2670**, entitled:

An Act to amend chapter 640, RSMo, by adding thereto one new section relating to signage on public boat ramps.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **HB 1751**.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
April 23, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Maureen Clancy-May as a member of the Southeast Missouri State University Board of Governors, submitted to you on April 15, 2024. Line 3 should be amended to read:

for a term ending January 1, 2030, and until her successor is duly appointed and qualified;

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 23, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

The following addendum should be made to the appointment of Gregory Razer as a member of the State Tax Commission, submitted to you on April 15, 2024. Line 2 should be amended to read:

63141, as a member of the State Tax Commission, for a term ending January 23, 2030, and

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 23, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

The following addendum should be made to the appointment of John Mitchell as a member of the Public Service Commission, submitted to you on April 15, 2024. Line 2 should be amended to read:

member of the Public Service Commission, for a term ending April 15, 2030, and until

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden referred the above addendums to the Committee on Gubernatorial Appointments.

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 943, regarding the United States Exercise Tiger Foundation, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 944, regarding Glenn Bax, Tuscumbia, which was adopted.

Senator Washington offered Senate Resolution No. 945, regarding the Kansas City Public Library, Kansas City, which was adopted.

INTRODUCTION OF GUESTS

Senator Eslinger introduced to the Senate, Frances Wahlquist, West Plains; Joan Dix; Alice Neal; Crystal Chilton; Tom Smith, Eminence; and Judy Turner, Willow Springs.

Senator Carter introduced to the Senate, Southwest District Farm Bureau.

Senator Gannon introduced to the Senate, Sara Edmundson; Tina Sodam; Amanda Wangler; Van Detring; Ellie Freeman; Jenny Freeman; Ava Freeman; and Donna Freeman.

Senators Rizzo and Arthur introduced to the Senate, Mia LaBruzzo; Gemma Termini; Frankie Termini; Benny Cuda; Johnny Sonsane; Charlie and Gino Simone; and Savina Simone, Kansas City.

Senator Mosley introduced to the Senate, Delta Sigma Theta Sorority Inc. Central Regional Director, Dr. Felicia Echols; State Coordinators, Tracey Carter; and Nawassa Logan.

Senator May introduced to the Senate, The Village Mentoring Program CEO, Kenan Morrison; and Dr. Antonio Parker; and former Enrolling and Engrossing Supervisor, Lucy Darris.

Senator Trent introduced to the Senate, Jack, Kris, and Brad Cooper.

On motion of Senator O’Laughlin, the Senate adjourned until 12:00 p.m., Wednesday, April 24, 2024.

SENATE CALENDAR

FIFTY-FIFTH DAY—WEDNESDAY, APRIL 24, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2657-McGill	HCS for HB 2413
HCS for HBs 2710 & 2681	HB 1995-Perkins
HCS for HB 2756	HCS for HB 2599
HJR 132-Hausman	HB 2670-Thomas

THIRD READING OF SENATE BILLS

SS for SCS for SB 735-Eigel, et al
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 1422-Black, with SCS | 18. SB 826-Koenig |
| 2. SB 890-Mosley | 19. SB 789-Razer |
| 3. SB 1296-O’Laughlin | 20. SB 829-Rowden, with SCS |
| 4. SB 844-Bernskoetter | 21. SB 969-Washington |
| 5. SB 768-Thompson Rehder, with SCS | 22. SB 1099-Washington |
| 6. SB 1266-Luetkemeyer, with SCS | 23. SB 1468-Luetkemeyer, with SCS |
| 7. SB 1379-Arthur | 24. SB 1200-Trent, with SCS |
| 8. SB 1362-Crawford | 25. SB 1070-McCreery, with SCS |
| 9. SB 1155-Mosley | 26. SB 817-Brown (26) |
| 10. SB 1326-McCreery | 27. SB 1340-Bernskoetter |
| 11. SB 1277-Black | 28. SB 819-Brown (26), with SCS |
| 12. SB 884-Roberts, with SCS | 29. SB 812-Coleman |
| 13. SB 1393-O’Laughlin | 30. SB 1001-Koenig |
| 14. SB 907-Carter | 31. SB 946-Thompson Rehder |
| 15. SB 869-Moon, et al | 32. SB 1374-Gannon |
| 16. SB 1029-Moon | 33. SB 1260-Gannon |
| 17. SB 753-Brown (16) | |

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 7. HCS for HBs 2626 & 1918
(In Fiscal Oversight) |
| 2. HB 2062-Brown, C. (16) (Trent) | 8. HCS for HB 2227 (Thompson Rehder)
(In Fiscal Oversight) |
| 3. HCS for HB 1659, with SCS
(Luetkemeyer) (In Fiscal Oversight) | 9. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) |
| 4. HB 2111-Christofanelli | 10. HB 1912-McGill (Koenig) |
| 5. HCS for HBs 2134 & 1956, with SCS
(Carter) (In Fiscal Oversight) | 11. HB 2430-McGill (Schroer)
(In Fiscal Oversight) |
| 6. HB 1713-Schnelting (Schroer) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 845-Bernskoetter |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) | SB 848-Hough |
| SB 742-Arthur, with SS (pending) | SB 850-Brown (16) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS
(pending) |
| SB 748-Hough | SB 903-Schroer |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 936-Bernskoetter, with SCS & SS for SCS
(pending) |
| SB 751-Brown (16) | SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending) |
| SB 757-O'Laughlin, with SCS | SB 1036-Razer, with SCS |
| SB 772-Gannon | SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 1199-Trent |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1375-Eslinger |
| SB 801-Fitzwater, with SCS | SB 1388-Razer |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | SB 1392-Trent |
| SB 830-Rowden, with SS, SA 2 &
point of order (pending) | |

HOUSE BILLS ON THIRD READING

- | | |
|--------------------------|------------------------------|
| HB 1488-Shields (Arthur) | HCS for HB 1511 (Brown (26)) |
| HB 1495-Griffith (Black) | HB 1909-Taylor (48) (Gannon) |

HB 2057-Keathley (Thompson Rehder)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

To be Referred

SCR 37-Carter

✓

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-FIFTH DAY - WEDNESDAY, APRIL 24, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

Senator Rowden offered the following prayer:

Dear Father, we come before You today thankful and grateful for the opportunity to serve the people of this state. We thank You for the beautiful weather outside that speaks to Your existence and Your love for Your children. We pray that You bless our time in this chamber today and in the coming weeks as we finish our business here in Jefferson City. We pray that You bring a blessing upon our families and upon every citizen of this state, and that we would serve You well, and we would serve the people of this state well. We ask this in Your name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Razer	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senator Eigel—1

Vacancies—None

The Lieutenant Governor was present.

RESOLUTIONS

Senator O'Laughlin offered Senate Resolution No. 946, regarding Corrections Officer II Alysa Sutton, Vandalia, which was adopted.

Senator Fitzwater offered Senate Resolution No. 947, regarding Heather Bana, Wentzville, which was adopted.

Senator Rowden offered Senate Resolution No. 948, regarding Dr. Andrew Walter McAlester and Brightberry McAlester, which was adopted.

Senator Schroer offered Senate Resolution No. 949, regarding the Francis Howell Central Lady Spartans wrestling team, Cottleville, which was adopted.

Senators Williams and Bernskoetter offered Senate Resolution No. 950, regarding the death of Janet Osterhage, Jefferson City, which was adopted.

SENATE BILLS FOR PERFECTION

Senator Razer moved that **SB 1388** be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

Senator Bean assumed the Chair.

President Kehoe assumed the Chair.

Senator Bernskoetter assumed the Chair.

On motion of Senator Razer, **SB 1388** was declared perfected and ordered printed.

At the request of Senator Black, **SB 1422**, with **SCS**, was placed on the Informal Calendar.

Senator Mosley moved that **SB 890** be taken up for perfection, which motion prevailed.

Senator Mosley offered **SS** for **SB 890**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 890

An Act to amend chapter 595, RSMo, by adding thereto one new section relating to a missing and murdered African American Women task force.

Senator Mosley moved that **SS** for **SB 890** be adopted.

Senator Moon offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 890, Page 3, Section 595.325, Line 82, by inserting after all of said line the following:

“7. For purposes of this section the term “women” shall mean any person with the biological indicators of a female in the context of reproductive potential or capacity, such as the absence of a Y chromosome, naturally occurring sex hormones, gonads, and nonambiguous internal and external genitalia present at birth, without regard to an individual's psychological, chosen, or subjective experience of gender.”.

Senator Moon moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Mosley offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 890, Page 1, In the Title, Line 4, by striking all of said line and inserting in lieu thereof the following: “American women and girls task force.”; and

Further amend said bill and page, section 595.325, line 2, by inserting after “Women” the following: **“and Girls”**.

Senator Mosely moved that the above amendment be adopted, which motion prevailed.

Senator Mosely moved that **SS** for **SB 890**, as amended, be adopted, which motion prevailed.

On motion of Senator Mosley, **SS** for **SB 890**, as amended, was declared perfected and ordered printed.

Senator Razer assumed the Chair.

Senator O'Laughlin moved that **SB 1296** be taken up for perfection, which motion prevailed.

Senator O'Laughlin offered **SS** for **SB 1296**, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1296

An Act to authorize the conveyance of certain state property.

Senator O'Laughlin moved that **SS** for **SB 1296** be adopted, which motion prevailed.

On motion of Senator O'Laughlin, **SS** for **SB 1296** was declared perfected and ordered printed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2763**, entitled:

An Act to repeal section 281.260, RSMo, and to enact in lieu thereof one new section relating to pesticides.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2797**, entitled:

An Act to amend chapter 227, RSMo, by adding thereto twenty-two new sections relating to memorial designations on highways and bridges.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 1564**, entitled:

An Act to repeal sections 67.1003, 67.1009, 67.1018, 67.1360, 67.1367, 94.838, 94.900, and 205.971, RSMo, and to enact in lieu thereof twelve new sections relating to local taxation.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2700**, entitled:

An Act to repeal sections 43.650, 56.087, 211.033, 211.071, 211.072, 219.021, 221.044, 221.105, 287.243, 307.175, 478.001, 488.040, 490.692, 491.075, 491.641, 492.304, 494.455, 547.031, 556.061, 557.014, 559.125, 567.030, 568.045, 571.030, 575.095, 575.150, 575.205, 575.260, 579.020, 595.045, and 600.042, RSMo, and section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, and to enact in lieu thereof thirty-nine new sections relating to criminal proceedings, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HJR 69**, entitled:

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Section 8 of Article III of the Constitution of Missouri, and adopting one new section in lieu thereof relating to term limits for members of the general assembly.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

INTRODUCTION OF GUESTS

Senator Williams introduced to the Senate, Missouri State Medical Association, Dr. Gary Gaddis, University City.

Senator Washington introduced to the Senate, Pete Browne; Joel Jones; Margaret Perkins-McGuinness; Trina Duncan, Kansas City.

Senator Carter introduced to the Senate, Bob Haskins; Bryan Hall; Justin Farmer; Randy Drake; Mark Knight; and Lynn Morehead.

Senator Fitzwater introduced to the Senate, Ainsley Reinhard; Makayla Rothermich; Amelia Snyder; Clara Russel; Isabell Pezold; Amanda Pezold; and Beth Snyder, Fulton.

Senator Schroer introduced to the Senate, Dave Myers; and KC Bright, Warren County.

BILLS DELIVERED TO THE GOVERNOR

SS No. 2 for **SCS** for **SB 727**, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to the Governor by the Secretary of the Senate.

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTY-SIXTH DAY—THURSDAY, APRIL 25, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 2657-McGill
HCS for HBs 2710 & 2681
HCS for HB 2756
HJR 132-Hausman
HCS for HB 2413
HB 1995-Perkins
HCS for HB 2599

HB 2670-Thomas
HCS for HB 2763
HCS for HB 2797
HCS for HB 1564
HCS for HB 2700
HCS for HJR 69

THIRD READING OF SENATE BILLS

SS for SCS for SB 735-Eigel, et al
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 844-Bernskoetter | 12. SB 869-Moon, et al |
| 2. SB 768-Thompson Rehder, with SCS | 13. SB 1029-Moon |
| 3. SB 1266-Luetkemeyer, with SCS | 14. SB 753-Brown (16) |
| 4. SB 1379-Arthur | 15. SB 826-Koenig |
| 5. SB 1362-Crawford | 16. SB 789-Razer |
| 6. SB 1155-Mosley | 17. SB 829-Rowden, with SCS |
| 7. SB 1326-McCreery | 18. SB 969-Washington |
| 8. SB 1277-Black | 19. SB 1099-Washington |
| 9. SB 884-Roberts, with SCS | 20. SB 1468-Luetkemeyer, with SCS |
| 10. SB 1393-O’Laughlin | 21. SB 1200-Trent, with SCS |
| 11. SB 907-Carter | 22. SB 1070-McCreery, with SCS |

- 23. SB 817-Brown (26)
- 24. SB 1340-Bernskoetter
- 25. SB 819-Brown (26), with SCS
- 26. SB 812-Coleman

- 27. SB 1001-Koenig
- 28. SB 946-Thompson Rehder
- 29. SB 1374-Gannon
- 30. SB 1260-Gannon

HOUSE BILLS ON THIRD READING

- | | |
|---|---|
| <ul style="list-style-type: none"> 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) 2. HB 2062-Brown, C. (16) (Trent) 3. HCS for HB 1659, with SCS
(Luetkemeyer) (In Fiscal Oversight) 4. HB 2111-Christofanelli (Fitzwater) 5. HCS for HBs 2134 & 1956, with SCS
(Carter) (In Fiscal Oversight) 6. HB 1713-Schnelting (Schroer) | <ul style="list-style-type: none"> 7. HCS for HBs 2626 & 1918
(In Fiscal Oversight) 8. HCS for HB 2227 (Thompson Rehder)
(In Fiscal Oversight) 9. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) 10. HB 1912-McGill (Koenig) 11. HB 2430-McGill (Schroer)
(In Fiscal Oversight) |
|---|---|

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| <ul style="list-style-type: none"> SB 734-Eigel, with SCS SB 739-Cierpiot, with SS & SA 1 (pending) SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) SB 742-Arthur, with SS (pending) SB 745-Bernskoetter, with SS & SA 1 (pending) SB 748-Hough SB 750-Hough, with SCS & SA 1 (pending) SB 751-Brown (16) SB 757-O'Laughlin, with SCS SB 772-Gannon SB 778-Eslinger, with SS & SA 1 (pending) SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) SB 801-Fitzwater, with SCS SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) SB 845-Bernskoetter SB 830-Rowden, with SS, SA 2 &
point of order (pending) | <ul style="list-style-type: none"> SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending) SB 848-Hough SB 850-Brown (16) SB 876-Bean, with SCS & SS for SCS
(pending) SB 903-Schroer SB 936-Bernskoetter, with SCS & SS for SCS
(pending) SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending) SB 1036-Razer, with SCS SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending) SB 1199-Trent SB 1207-Hoskins, with SS & SA 1 (pending) SB 1375-Eslinger SB 1391-Luetkemeyer, with SCS SB 1392-Trent SB 1422-Black, with SCS |
|--|---|

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HB 1495-Griffith (Black)
HCS for HB 1511 (Brown (26))

HB 1909-Taylor (48) (Gannon)
HB 2057-Keathley (Thompson Rehder)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

To be Referred

SCR 37-Carter

✓

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SIXTH DAY - THURSDAY, APRIL 25, 2024

The Senate met pursuant to adjournment.

Senator Hough in the Chair.

The Reverend Stephen George offered the following prayer:

“Bless the Lord, O my soul, and forget not all His benefits.” (Psalm 103:2 NKJV)

Gracious God, we come before You this morning with hearts full of gratitude. As we finish this week’s work and prepare to go home to our families and communities, we thank You for the countless ways You have shown us Your love and mercy, and for all of Your blessings. Protect us as we travel, and give us rest over the weekend. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KOMU-8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater
Gannon	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O’Laughlin	Razer	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senators

Eigel Hoskins—2

Vacancies—None

Senator Coleman assumed the Chair.

President Pro Tem Rowden assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator O’Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SB 1388**, **SS** for **SB 890**, and **SS** for **SB 1296**, begs leave to report that it has examined the same and finds that the bills have been truly perfected and that the printed copies furnished the Senators are correct.

Senator Crawford, Chair of the Committee on Insurance and Banking, submitted the following report:

Mr. President: Your Committee on Insurance and Banking, to which was referred **HB 2082**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Brown (16), Chair of the Committee on Emerging Issues, submitted the following reports:

Mr. President: Your Committee on Emerging Issues, to which was referred **HB 2142**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Emerging Issues, to which was referred **HCS** for **HBs 2628** and **2603**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Emerging Issues, to which was referred **HCS** for **HB 2065**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HB 1516**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HB 1659**, with **SCS**, **HCS** for **HB 2227**, and **SS** for **SCS** for **SB 735**, begs leave to report that it has considered the same and recommends that the bills do pass.

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following report:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HB 1481**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Black, Chair of the Committee on Veterans, Military Affairs and Pensions, submitted the following report:

Mr. President: Your Committee on Veterans, Military Affairs and Pensions, to which was referred **HCS** for **HB 2431**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Brown (26), Chair of the Committee on Economic Development and Tax Policy, submitted the following report:

Mr. President: Your Committee on Economic Development and Tax Policy, to which was referred **HCS** for **HBs 2432, 2482, and 2543**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Eslinger, Chair of the Committee on Governmental Accountability, submitted the following report:

Mr. President: Your Committee on Governmental Accountability, to which was referred **HCS** for **HBs 2322 and 1774**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Coleman assumed the Chair.

Senator Rowden, Chairman of the Committee on Gubernatorial Appointments, submitted the following reports, reading of which was waived:

Mr. President: Your Committee on Gubernatorial Appointments, to which were referred the following appointments, begs leave to report that it has considered the same and recommends that the Senate do give its advice and consent to the following:

Taylor Burks, Republican, as a member of the Truman State University Board of Governors;

Also,

Gregory Razer, Democrat, as a member of the State Tax Commission;

Also,

Katie Sinquefield, as a member of the Public Defender Commission;

Also,

Jeremy Schneider, Republican, as a member of the Missouri Ethics Commission;

Also,

Rodney Hendricks, Republican, as a member of the Missouri Southern State University Board of Governors;

Also,

Michelle Hataway, as the Director of the Department of Economic Development;

Also,

Andrew Schwartz, Republican, as a member of the St. Louis City Board of Election Commissioners;

Also,

John Mitchell, as a member of the Public Service Commission;

Also,

Ann Marie Baker, Republican, as a member of the State Highways and Transportation Commission;

Also,

Amy Westermann, as a member of the Administrative Hearings Commission.

Senator Rowden requested unanimous consent of the Senate to vote on the above reports in one motion. There being no objection, the request was granted.

Senator Rowden moved that the committee report be adopted, and the Senate do give its advice and consent to the above appointments, which motion prevailed.

SENATE BILLS FOR PERFECTION

Senator Brown (16) moved that **SB 751** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Brown (16) offered **SS** for **SB 751**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 751

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to the distribution of 340B drugs.

Senator Brown (16) moved that **SS** for **SB 751** be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 2** for **HCS** for **HB 2634**.

Emergency Clause Defeated.

President Pro Tem Rowden assumed the Chair.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **HB 1803**, **SS** for **HB 2287**, **SS** for **HB 1751**, and **SS No. 2** for **HCS** for **HB 2634**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

On motion of Senator O’Laughlin, the Senate recessed until 11:45 a.m., which placed **SS** for **SB 751** on the Informal Calendar.

RECESS

The time of recess having expired, the Senate was called to order by Senator Bean.

Senator Brown (16) moved that **SS** for **SB 751** be called from the Informal Calendar and again taken up for perfection, which motion prevailed.

On motion of Senator Brown (16), **SS** for **SB 751** was declared perfected and ordered printed.

HOUSE BILLS ON SECOND READING

The following Bills and Resolutions were read the 2nd time and referred to the Committee indicated:

HB 2657—Economic Development and Tax Policy.

HCS for **HBs 2710** and **2681**—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 2756**—Insurance and Banking.

HJR 132—Transportation, Infrastructure and Public Safety.

HCS for **HB 2413**—Emerging Issues.

HB 1995—Commerce, Consumer Protection, Energy and the Environment.

HCS for **HB 2599**—Commerce, Consumer Protection, Energy and the Environment.

HB 2670—Progress and Development.

HCS for **HB 2763**—Agriculture, Food Production and Outdoor Resources.

HCS for **HB 2797**—Transportation, Infrastructure and Public Safety.

HCS for **HB 1564**—Local Government and Elections.

HCS for **HB 2700**—Judiciary and Civil and Criminal Jurisprudence.

HCS for **HJR 69**—Rules, Joint Rules, Resolutions and Ethics.

REFERRALS

President Pro Tem Rowden referred **HB 2142**, **HB 1516**, and **SB 1388** to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **SCR 37** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, entitled:

An Act submitting to the qualified voters of Missouri an amendment repealing Sections 2(b) and 3(c) of Article XII of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to constitutional amendments.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute No. 4 for Senate Committee Substitute for Senate Joint Resolution Nos. 74, 48, 59, 61, and 83, Page 2, Section 2(d), Line 3, by deleting the 3 words “**III, Section 50**” and inserting in lieu thereof the number “**III**”; and

Further amend said resolution and page, Section 2(e), Lines 2-3, by deleting the words “**initiative petitions proposing amendments to the constitution**” and inserting in lieu thereof the words “**constitutional amendments proposed through initiative petition**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references 10 accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **HB 2688**, entitled:

An Act to repeal sections 566.200, 566.218, 566.223, 573.024, 589.414, and 610.131, RSMo, and to enact in lieu thereof eleven new sections relating to human trafficking, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

On motion of Senator O’Laughlin the Senate recessed until 12:37 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Coleman.

REPORTS OF STANDING COMMITTEES

Senator O’Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 751**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

RESOLUTIONS

Senator Bean offered Senate Resolution No. 951, regarding Brian Bess, Poplar Bluff, which was adopted.

Senator Bean offered Senate Resolution No. 952, regarding Penny Sitzes, which was adopted.

Senator Bean offered Senate Resolution No. 953, regarding Valjeane Burge, Poplar Bluff, which was adopted.

Senators Thompson Rehder and Bean offered Senate Resolution No. 954, regarding Dennis "Denny" E. Ward, Marquand, which was adopted.

Senator Hough offered Senate Resolution No. 955, regarding Clifton "Clif" M. Smart III, Springfield, which was adopted.

Senator Mosley offered Senate Resolution No. 956, regarding Reverend Dr. Eddie E. Morris Jr., Saint Louis, which was adopted.

Senator Brown (26) offered Senate Resolution No. 957, regarding Donna Sieve, Washington, which was adopted.

Senator Brown (26) offered Senate Resolution No. 958, regarding Pam Scheible, Washington, which was adopted.

COMMUNICATIONS

Senator Razer submitted the following:

Ms. Kristina Martin
Secretary of the Missouri Senate
Room 325, State Capitol
Jefferson City, MO

Secretary Martin,

I am submitting this letter as written permission for Senator John Rizzo to carry my Senate Bill 1388 for the remainder of this 2024 legislative session.

Thank you very much.

Sincerely,



Greg Razer
Missouri State Senator
District 7

Also,

Ms. Kristina Martin
Secretary of the Missouri Senate
Room 325, State Capitol
Jefferson City, MO

Secretary Martin,

I am submitting this letter as written permission for Senator Cindy O'Laughlin to carry my Senate Bill 964 for the remainder of this 2024 legislative session.

Thank you very much.

Sincerely,



Greg Razer
Missouri State Senator
District 7

Also,

April 25th, 2024

The Honorable Michael Kehoe
Lieutenant Governor of the State of Missouri
201 W. Capitol Ave. Rm. 224
Jefferson City, Missouri 65101

Dear Lt. Governor Kehoe,

I respectfully resign my Senate seat, District 7, effective Thursday April 25th, 2024, contingent upon my confirmation to the Missouri State Tax Commission.

Thank you.

Sincerely,



Greg Razer
Missouri State Senator
District 7

INTRODUCTION OF GUESTS

Senator Schroer introduced to the Senate, Francis Howell Central Ladies Wrestling team, St. Charles County.

Senator Washington introduced to the Senate, Meredith Roland, Kansas City.

Senator Coleman introduced to the Senate, Malachi Smith.

On motion of Senator O’Laughlin, the Senate adjourned until 4:00 p.m., Monday, April 29, 2024.

SENATE CALENDAR

FIFTY-SEVENTH DAY—MONDAY, APRIL 29, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2688

THIRD READING OF SENATE BILLS

SS for SCS for SB 735-Eigel, et al
SB 1388-Razer and Rizzo
(In Fiscal Oversight)

SS for SB 890-Mosley
SS for SB 1296-O’Laughlin
SS for SB 751-Brown (16)

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 844-Bernskoetter | 16. SB 789-Razer |
| 2. SB 768-Thompson Rehder, with SCS | 17. SB 829-Rowden, with SCS |
| 3. SB 1266-Luetkemeyer, with SCS | 18. SB 969-Washington |
| 4. SB 1379-Arthur | 19. SB 1099-Washington |
| 5. SB 1362-Crawford | 20. SB 1468-Luetkemeyer, with SCS |
| 6. SB 1155-Mosley | 21. SB 1200-Trent, with SCS |
| 7. SB 1326-McCreery | 22. SB 1070-McCreery, with SCS |
| 8. SB 1277-Black | 23. SB 817-Brown (26) |
| 9. SB 884-Roberts, with SCS | 24. SB 1340-Bernskoetter |
| 10. SB 1393-O’Laughlin | 25. SB 819-Brown (26), with SCS |
| 11. SB 907-Carter | 26. SB 812-Coleman |
| 12. SB 869-Moon, et al | 27. SB 1001-Koenig |
| 13. SB 1029-Moon | 28. SB 946-Thompson Rehder |
| 14. SB 753-Brown (16) | 29. SB 1374-Gannon |
| 15. SB 826-Koenig | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 10. HB 1912-McGill (Koenig) |
| 2. HB 2062-Brown, C. (16) (Trent) | 11. HB 2430-McGill (Schroer)
(In Fiscal Oversight) |
| 3. HCS for HB 1659, with SCS (Luetkemeyer) | 12. HB 2082-Gregory (Crawford) |
| 4. HB 2111-Christofanelli (Fitzwater) | 13. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) |
| 5. HCS for HBs 2134 & 1956, with SCS
(Carter) (In Fiscal Oversight) | 14. HCS for HBs 2628 & 2603, with SCS |
| 6. HB 1713-Schnelting (Schroer) | 15. HCS for HB 2065 (Hough) |
| 7. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) | 17. HCS for HB 1481, with SCS (Schroer) |
| 8. HCS for HB 2227 (Thompson Rehder) | 18. HCS for HB 2431, with SCS (Black) |
| 9. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) | 19. HCS HBs 2432, 2482 & 2543
(Luetkemeyer) |
| 16. HB 1516-Murphy (Trent)
(In Fiscal Oversight) | 20. HCS for HBs 2322 & 1774 (Trent) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 845-Bernskoetter |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) | SB 848-Hough |
| SB 742-Arthur, with SS (pending) | SB 850-Brown (16) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 748-Hough | SB 903-Schroer |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 936-Bernskoetter, with SCS & SS for SCS (pending) |
| SB 757-O'Laughlin, with SCS | SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending) |
| SB 772-Gannon | SB 1036-Razer, with SCS |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending) |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) | SB 1199-Trent |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 801-Fitzwater, with SCS | SB 1375-Eslinger |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | SB 1392-Trent |
| SB 830-Rowden, with SS, SA 2 &
point of order (pending) | SB 1422-Black, with SCS |

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	HB 1909-Taylor (48) (Gannon)
HB 1495-Griffith (Black)	HB 2057-Keathley (Thompson Rehder)
HCS for HB 1511 (Brown (26))	

SENATE BILLS WITH HOUSE AMENDMENTS

SS#4 for SCS for SJRs 74, 48, 59, 61 &
83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

FIFTY-SEVENTH DAY - MONDAY, APRIL 29, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Stephen George offered the following prayer:

"Therefore everyone who hears these words of mine and puts them into practice is like a wise man who built his house on the rock. The rain came down, the streams rose, and the winds blew and beat against that house; yet it did not fall, because it had its foundation on the rock." (Matt 7:24-25 NIV)

Almighty God, You are our rock and our foundation. As we start back to another week of work, we ask for Your guidance to navigate the challenges and opportunities before us, and for strength to put Your Word into practice. May Your Spirit of wisdom unite us in purpose and vision, and may Your light illuminate our minds and hearts as we strive to serve our constituents with integrity and compassion. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Thursday, April 25, 2024, was read and approved.

Photographers from Gray TV and Missouri News Network were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

Absent—Senators—None

Absent with leave—Senators

May Rowden—2

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Moon offered Senate Resolution No. 959, regarding Dr. Joel Carey, Nixa, which was adopted.

Senator Moon offered Senate Resolution No. 960, regarding Dr. Della Bell-Freeman, Highlandville, which was adopted.

Senator Koenig offered Senate Resolution No. 961, regarding Alex Nichols, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 962, regarding Mckenna Hilgendorf, Manchester, which was adopted.

Senator Koenig offered Senate Resolution No. 963, regarding Jessica Aldenderfer, Chesterfield, which was adopted.

Senator Hough offered Senate Resolution No. 964, regarding Kent Sameshima, Springfield, which was adopted.

Senator O'Laughlin offered Senate Resolution No. 965, regarding Mabry Elmore, Kirksville, which was adopted.

Senator McCreery offered Senate Resolution No. 966, regarding Ava Hillebrandt, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 967, regarding Ebba Schroeder, Glendale, which was adopted.

Senator McCreery offered Senate Resolution No. 968, regarding Eliana Fitzhugh, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 969, regarding Eleanor Mackinson, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 970, regarding Jasmine Gura, St. Louis, which was adopted.

Senator McCreery offered Senate Resolution No. 971, regarding Kyra Goudsmit, Kirkwood, which was adopted.

Senator McCreery offered Senate Resolution No. 972, regarding Lexi Rechek, St. Louis, which was adopted.

Senator Luetkemeyer offered Senate Resolution No. 973, regarding the death of Anton Henry "Tony" Luetkemeyer, Eldon, which was adopted.

Senator Gannon offered Senate Resolution No. 974, regarding Scarlett Gonz, Ste. Genevieve, which was adopted.

Senator Eigel offered Senate Resolution No. 975, regarding Clara Bonstead, St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 976, regarding the SugarBot Sweet Shop and Creamery, St. Charles, which was adopted.

Senator Crawford offered Senate Resolution No. 977, regarding Smith-Cotton High School Team SCREAM, Sedalia, which was adopted.

THIRD READING OF SENATE BILLS

SS for SCS for SB 735, introduced by Senator Eigel, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 735

An Act to repeal sections 143.121 and 408.010, RSMo, and to enact in lieu thereof two new sections relating to the sole purpose of regulating the treatment and use of gold and silver.

Was taken up.

On motion of Senator Eigel, **SS for SCS for SB 735** was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)	Carter	Coleman
Crawford	Eigel	Eslinger	Fitzwater	Hoskins	Hough	Koenig
Luetkemeyer	Moon	Mosley	O'Laughlin	Schroer	Thompson Rehder	Trent—21

NAYS—Senators

Arthur	Beck	Bernskoetter	Cierpiot	Gannon	McCreery	Rizzo
Roberts	Washington	Williams—10				

Absent—Senators—None

Absent with leave—Senators

May Rowden—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Eigel, title to the bill was agreed to.

Senator Eigel moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator Bean assumed the Chair.

SS for SB 890, introduced by Senator Mosley, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 890

An Act to amend chapter 595, RSMo, by adding thereto one new section relating to a missing and murdered African American women and girls task force.

Was taken up.

On motion of Senator Mosley, **SS for SB 890** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery

Moon	Mosley	O'Laughlin	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators
May Rowden—2

Vacancies—1

The President declared the bill passed.

On motion of Senator Mosley, title to the bill was agreed to.

Senator Mosley moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SB 1296, introduced by Senator O'Laughlin, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 1296

An Act to authorize the conveyance of certain state property.

Was taken up.

On motion of Senator O'Laughlin, **SS for SB 1296** was read the 3rd time and passed by the following vote:

YEAS—Senators						
Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senators—None

Absent—Senators—None

Absent with leave—Senators
May Rowden—2

Vacancies—1

The President declared the bill passed.

On motion of Senator O'Laughlin, title to the bill was agreed to.

Senator O'Laughlin moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

SS for SB 751, introduced by Senator Brown (16), entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 751

An Act to amend chapter 376, RSMo, by adding thereto one new section relating to the distribution of 340B drugs.

Was taken up.

On motion of Senator Brown (16), **SS for SB 751** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hough	Koenig	Luetkemeyer	McCreery	Moon	Mosley	O'Laughlin
Rizzo	Roberts	Schroer	Thompson Rehder	Trent	Washington	Williams—28

NAYS—Senators

Brattin	Eigel	Hoskins—3
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Absent—Senators—None

Absent with leave—Senators

May	Rowden—2
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Vacancies—1

The President declared the bill passed.

On motion of Senator Brown (16), title to the bill was agreed to.

Senator Brown (16) moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

RESOLUTIONS

Senator O'Laughlin offered the following resolution:

SENATE RESOLUTION NO. 978

WHEREAS, the General Assembly fully recognizes the importance of preparing our youth to become active and productive citizens through worthwhile governmental or citizenship projects; and

WHEREAS, the General Assembly has a long tradition of rendering assistance to those organizations who sponsor these projects in the interest of our young people; and

WHEREAS, one clear example of such an organization is the Missouri YMCA, which has become widely recognized for its sponsorship of the Youth and Government program; and

WHEREAS, the Missouri YMCA Youth and Government program provides its participants with a unique insight into the day to day operation of our state government;

NOW, THEREFORE, BE IT RESOLVED by the Missouri Senate that the Missouri YMCA be hereby granted permission to use the Senate Chamber and Hearing rooms for the purposes of its Youth and Government program on November 14, 2024 through November 16, 2024 and December 5, 2024 through December 7, 2024.

Senator O’Laughlin requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 978** up for adoption, which request was granted.

On motion of Senator O’Laughlin, **SR 978** was adopted.

Senator O’Laughlin offered the following resolution:

SENATE RESOLUTION NO. 979

WHEREAS, the Missouri Senate recognizes the importance of empowering citizens to actively participate in the democratic process; and

WHEREAS, the Missouri Senate has a long tradition of rendering assistance to those organizations that sponsor projects in the interest of good citizenship; and

WHEREAS, the 2024 Missouri Youth Leadership Forum for Students with Disabilities, sponsored by the Governor's Council on Disability and the Missouri Planning Council for Developmental Disabilities, is an educational experience in state government for high school juniors and seniors with disabilities by allowing such youth to participate in the democratic process:

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, One Hundred Second General Assembly, hereby grant the 2024 Missouri Youth Leadership Forum for Students with Disabilities permission to use the Senate Chamber on Thursday, July 18, 2024, from 1:30 p.m. to 2:45 p.m. for the purpose of holding a mock legislative session.

Senator O’Laughlin requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 979** up for adoption, which request was granted.

On motion of Senator O’Laughlin, **SR 979** was adopted.

Senator O’Laughlin offered the following resolution:

SENATE RESOLUTION NO. 980

WHEREAS, the General Assembly deems it worthy to support and encourage any of those programs which exist to provide Missouri's senior citizens with an opportunity to utilize their experience and knowledge in a positive and meaningful way; and

WHEREAS, the General Assembly also deems it worthy to support those programs which are designed to provide participants with opportunities to develop better citizenship and leadership qualities; and

WHEREAS, the Silver Haired Legislature is a program which helps to ensure that senior citizens have a voice in state government while giving its participants a unique insight into the legislative process; and

WHEREAS, the General Assembly has a long tradition of granting the use of its Chambers to such programs:

NOW, THEREFORE, BE IT RESOLVED that the Missouri Senate hereby grant the participants of the Silver Haired Legislature permission to use the Senate Chamber for the purpose of their regular session from 8:00 a.m. to 5:00 p.m. on Wednesday, October 16, 2024 and 8:00 a.m. to 12:00 p.m. on Thursday, October 17, 2024.

Senator O’Laughlin requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 980** up for adoption, which request was granted.

On motion of Senator O’Laughlin, **SR 980** was adopted.

Senator O’Laughlin offered the following resolution:

SENATE RESOLUTION NO. 981

WHEREAS, the Missouri General Assembly has compiled a long tradition of rendering assistance to those programs aimed at developing exemplary qualities of citizenship and leadership within our youth; and

WHEREAS, the Missouri Girls State program of the American Legion Auxiliary has earned considerable recognition for its success in providing young women with a unique and valuable insight into the process of democratic government through a format of direct role-playing experience; and WHEREAS, during June 2024, the American Legion Auxiliary, Department of Missouri, is conducting the annual session of Missouri Girls State; and

WHEREAS, an important highlight of this event would be conducting a mock legislative session in the Senate Chamber at our State Capitol where participants could gather to gain a more realistic insight into official governmental and electoral proceedings;

NOW, THEREFORE, BE IT RESOLVED that we, the members of the Missouri Senate, One Hundred and Second General Assembly, hereby grant the adult leaders and participants of Missouri Girls State permission to use the Senate Chamber for the purpose of swearing in mock legislative officials and conducting a mock legislative session from 8:00 a.m. to 3:00 p.m. on June 27, 2024.

Senator O’Laughlin requested unanimous consent of the Senate that the rules be suspended for the purpose of taking **SR 981** up for adoption, which request was granted.

On motion of Senator O’Laughlin, **SR 981** was adopted.

Senator O’Laughlin assumed the Chair.

REPORTS OF STANDING COMMITTEES

Senator Hough, Chair of the Committee on Appropriations, submitted the following reports:

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2015**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2002**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2003**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2004**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2005**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2006**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2007**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2008**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2009**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2010**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2011**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2012**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2013**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2017**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2018**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2019**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Appropriations, to which was referred **HCS** for **HB 2020**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1991**, entitled:

An Act to amend chapters 160 and 210, RSMo, by adding thereto two new sections relating to cardiac emergency response plans.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

April 29, 2024

Ms. Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Dear Ms. Martin:

Due to my absence April 29, 2024, I authorize the Senate Majority Floor Leader to accept reports from Standing Committees.

Sincerely,



Caleb Rowden
President Pro Tem

Senator Rizzo submitted the following:

April 29, 2024

Kristina Martin – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Kristina:

Senator Greg Razer's recent resignation left several vacancies in committee slot assigned to the minority caucus. Pursuant to Senate Rule 12 and applicable statutes for commissions and joint committees, and in my capacity as minority floor leader, I hereby make the following appointments.

Agriculture, Food Production and Outdoor resources – Senator Brain Williams

Education and Workforce Development – Senator Doug Beck

Emerging Issues – Senator Doug Beck

General Laws – Senator Steven Roberts

Transportation, Infrastructure and Public Safety – Senator Barbara Washington

Joint Committee on Government Accountability – Senator John Rizzo

Joint Committee on Transportation Oversight – Senator Barbara Washington

Missouri State Capitol Commission – Senator John Rizzo

Sincerely,



John J. Rizzo

INTRODUCTION OF GUESTS

Senator Bean introduced to the Senate, Laura Collins, Stoddard County; and Robert Cook, New Madrid County.

Senator Washington introduced to the Senate, Erick Dickson, Kansas City.

On motion of Senator Bean, the Senate adjourned under the rules.

SENATE CALENDAR

FIFTY-EIGHTH DAY—TUESDAY, APRIL 30, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HCS for HB 2688

HB 1991-Gallick

THIRD READING OF SENATE BILLS

SB 1388-Razer and Rizzo
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 844-Bernskoetter | 16. SB 789-Razer |
| 2. SB 768-Thompson Rehder, with SCS | 17. SB 829-Rowden, with SCS |
| 3. SB 1266-Luetkemeyer, with SCS | 18. SB 969-Washington |
| 4. SB 1379-Arthur | 19. SB 1099-Washington |
| 5. SB 1362-Crawford | 20. SB 1468-Luetkemeyer, with SCS |
| 6. SB 1155-Mosley | 21. SB 1200-Trent, with SCS |
| 7. SB 1326-McCreery | 22. SB 1070-McCreery, with SCS |
| 8. SB 1277-Black | 23. SB 817-Brown (26) |
| 9. SB 884-Roberts, with SCS | 24. SB 1340-Bernskoetter |
| 10. SB 1393-O'Laughlin | 25. SB 819-Brown (26), with SCS |
| 11. SB 907-Carter | 26. SB 812-Coleman |
| 12. SB 869-Moon, et al | 27. SB 1001-Koenig |
| 13. SB 1029-Moon | 28. SB 946-Thompson Rehder |
| 14. SB 753-Brown (16) | 29. SB 1374-Gannon |
| 15. SB 826-Koenig | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 14. HCS for HBs 2628 & 2603, with SCS
(Schroer) |
| 2. HB 2062-Brown, C. (16) (Trent) | 15. HCS for HB 2065 (Hough) |
| 3. HCS for HB 1659, with SCS (Luetkemeyer) | 16. HB 1516-Murphy (Trent)
(In Fiscal Oversight) |
| 4. HB 2111-Christofanelli (Fitzwater) | 17. HCS for HB 1481, with SCS (Schroer) |
| 5. HCS for HBs 2134 & 1956, with SCS
(Carter) (In Fiscal Oversight) | 18. HCS for HB 2431, with SCS (Black) |
| 6. HB 1713-Schnelting (Schroer) | 19. HCS HBs 2432, 2482 & 2543 (Luetkemeyer) |
| 7. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) | 20. HCS for HBs 2322 & 1774 (Trent) |
| 8. HCS for HB 2227 (Thompson Rehder) | 21. HCS for HB 2015, with SCS (Hough) |
| 9. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) | 22. HCS for HB 2002, with SCS (Hough) |
| 10. HB 1912-McGill (Koenig) | 23. HCS for HB 2003, with SCS (Hough) |
| 11. HB 2430-McGill (Schroer)
(In Fiscal Oversight) | 24. HCS for HB 2004, with SCS (Hough) |
| 12. HB 2082-Gregory (Crawford) | 25. HCS for HB 2005, with SCS (Hough) |
| 13. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) | 26. HCS for HB 2006, with SCS (Hough) |
| | 27. HCS for HB 2007, with SCS (Hough) |
| | 28. HCS for HB 2008, with SCS (Hough) |
| | 29. HCS for HB 2009, with SCS (Hough) |
| | 30. HCS for HB 2010, with SCS (Hough) |

- | | |
|---------------------------------------|---------------------------------------|
| 31. HCS for HB 2011, with SCS (Hough) | 35. HCS for HB 2018, with SCS (Hough) |
| 32. HCS for HB 2012, with SCS (Hough) | 36. HCS for HB 2019, with SCS (Hough) |
| 33. HCS for HB 2013, with SCS (Hough) | 37. HCS for HB 2020, with SCS (Hough) |
| 34. HCS for HB 2017, with SCS (Hough) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|---|
| SB 734-Eigel, with SCS | SB 845-Bernskoetter |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 847-Hough, with SCS, SS for SCS & SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS & SA 3 (pending) | SB 848-Hough |
| SB 742-Arthur, with SS (pending) | SB 850-Brown (16) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 748-Hough | SB 903-Schroer |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 936-Bernskoetter, with SCS & SS for SCS (pending) |
| SB 757-O'Laughlin, with SCS | SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending) |
| SB 772-Gannon | SB 1036-Razer, with SCS |
| SB 778-Eslinger, with SS & SA 1 (pending) | SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending) |
| SB 782-Bean, with SCS, SS for SCS, SA 4 & SSA 1 for SA 4, as amended (pending) | SB 1199-Trent |
| SB 799-Fitzwater and Eigel, with SCS & SS for SCS (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 801-Fitzwater, with SCS | SB 1375-Eslinger |
| SB 811-Coleman, with SCS, SS#2 for SCS & SA 1 (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 818-Brown (26) and Coleman, with SS & SA 2 (pending) | SB 1392-Trent |
| SB 830-Rowden, with SS, SA 2 & point of order (pending) | SB 1422-Black, with SCS |

HOUSE BILLS ON THIRD READING

- | | |
|------------------------------|------------------------------------|
| HB 1488-Shields (Arthur) | HB 1909-Taylor (48) (Gannon) |
| HB 1495-Griffith (Black) | HB 2057-Keathley (Thompson Rehder) |
| HCS for HB 1511 (Brown (26)) | |

SENATE BILLS WITH HOUSE AMENDMENTS

- SS#4 for SCS for SJRs 74, 48, 59, 61 & 83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

✓

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-EIGHTH DAY - TUESDAY, APRIL 30, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Stephen George offered the following prayer:

"I pray that out of his glorious riches he may strengthen you with power through his Spirit in your inner being." (Ephesians 3:16 NIV)

Almighty God, source of all wisdom and strength, we come before You today seeking Your grace. Fill us with Your Spirit, granting us inner strength and wisdom as we undertake the responsibilities entrusted to us. May Your love permeate our hearts, enabling us to govern with compassion and justice. Strengthen our resolve to serve with humility and unity, that our efforts may bear abundant fruit for the betterment of all who live in our great state. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV, Nexstar Media Group, Missouri Independent, KRCG-TV, Kansas City Star, and KOMU-8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown (26) offered Senate Resolution No. 982, regarding McKenna Baan, Eureka, which was adopted.

Senator Carter offered the following resolution:

SENATE RESOLUTION NO. 983

WHEREAS, autism disorders affect persons regardless of race, sex, religion, socioeconomic status, or geography; and

WHEREAS, autism is the fastest-growing developmental disorder in the United States, with one in thirty-six children being diagnosed with autism spectrum disorder; and

WHEREAS, there are over five million people in the United States with autism; and

WHEREAS, autism disorders are lifelong conditions that require support, training, assistance, and advocacy on behalf of those individuals who suffer from such disorders; and

WHEREAS, in 1972, the Autism Society, the nation's oldest grassroots autism organization, launched National Autistic Children's week, which grew into Autism Awareness Month; and

WHEREAS, April is nationally recognized as Autism Acceptance Month to increase awareness about autism signs and symptoms and promote acceptance of individuals with autism; and

WHEREAS, the aim of Autism Acceptance Month is to celebrate differences and build an inclusive society for individuals with autism to live fully through connection and acceptance:

NOW, THEREFORE, BE IT RESOLVED that the members of the Missouri Senate, One Hundred and Second General Assembly, Second Regular Session, hereby celebrate the month of April as Autism Acceptance month and urge the citizens of Missouri to become informed of the need for services, support, and treatments for individuals with autism disorders; and

Be It Further Resolved that the Secretary of the Senate be instructed to prepare a properly inscribed copy of this resolution for the Director of the Department of Mental Health.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SB 1388**, begs leave to report that it has considered the same and recommends that the bill do pass.

THIRD READING OF SENATE BILLS

SB 1388, introduced by Senator Rizzo, entitled:

An Act to repeal section 144.054, RSMo, and to enact in lieu thereof one new section relating to a sales tax exemption for certain nuclear facilities.

Was taken up.

On motion of Senator Rizzo, **SB 1388** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

NAYS—Senators—None

Absent—Senator May—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Rizzo, title to the bill was agreed to.

Senator Rizzo moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator Bean assumed the Chair.

HOUSE BILLS ON SECOND READING

The following Bills were read the 2nd time and referred to the Committee indicated:

HCS for **HB 2688**—Fiscal Oversight.

HB 1991—Select Committee on Empowering Missouri Parents and Children.

Senator Rowden assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator O'Laughlin moved that the Senate go to the Order of Business of Senate Bills for Perfection, Informal Calendar, and recognized the Senator from Greene for a motion on **SB 748**.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

Senator Eigel offered a substitute motion that the Senate go to the Order of Business of Senate Bills with House Amendments and that the Senator from Jefferson be recognized for a privileged motion on **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, with **HCS**, as amended and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Hoskins, Moon, and Schroer.

Senator O'Laughlin moved that the above substitute motion lay on the table.

Senator Eigel requested a roll call vote be taken. He was joined in his request by Senators Brattin, Hoskins, Moon, and Schroer.

The motion to lay the above substitute motion on the table was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Cierpiot	Coleman
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	McCreery
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder	Trent
Washington	Williams—23					

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senators

Brown (16th Dist.)	May—2
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Absent with leave—Senators—None

Vacancies—1

Senator Bean assumed the Chair.

Senator Trent assumed the Chair.

Senator Crawford assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Cierpiot assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Bean assumed the Chair.

Senator Black assumed the Chair.

On motion of Senator O’Laughlin, the Senate recessed until 6:20 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Black.

Senator Fitzwater assumed the Chair.

Senator Coleman assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Gannon assumed the Chair.

Senator Rowden assumed the Chair.

SENATE BILLS FOR PERFECTION

Senator Hough moved that **SB 748** be called from the Informal Calendar and taken up for perfection, which motion prevailed.

Senator Hough offered **SS** for **SB 748**, entitled:

SENATE SUBSTITUTE FOR SENATE BILL NO. 748

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes.

Senator Hough moved that **SS** for **SB 748** be adopted.

Senator Luetkemeyer assumed the Chair.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Bill No. 748, Page 1, In the Title, Line 5, by striking “reimbursement allowance taxes” and inserting in lieu thereof the following: “MO HealthNet”; and

Further amend said bill and page, Section 198.439, line 2, by inserting after all of said line the following:

“208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section 301, et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his plan of care. As used in this subdivision, the term “temporary leave of absence” shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of P.L. 101-239 and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include abortions or any abortifacient drug or device that is used for the purpose of inducing an abortion unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term;

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time. Such services, when delivered

in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section 301, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department

of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced

during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term “hospice care” means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is

the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and compliance unit shall notify all affected MO HealthNet providers five business days before such change shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists.

15. There shall be no payments made under this section for gender transition surgeries, cross-sex hormones, or puberty-blocking drugs, as such terms are defined in section 191.1720, for the purpose of a gender transition.

16. Notwithstanding any provision of law to the contrary, no MO HealthNet funds shall be expended to any abortion facility, as defined in section 188.015, or to any person who or entity that is an affiliate of any entity that operates as an abortion facility in this or any other state or that refers patients to an abortion facility.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted.

Senator Crawford assumed the Chair.

Senator Rowden assumed the Chair.

Senator Cierpiot moved that **SA 1** be laid on the table, which motion prevailed.

Senator Brattin offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 748, Page 1, In the Title, Line 5, by striking “reimbursement allowance taxes” and inserting in lieu thereof the following: “MO HealthNet”; and

Further amend said bill and page, Section 198.439, line 2, by inserting after all of said line the following:

“208.152. 1. MO HealthNet payments shall be made on behalf of those eligible needy persons as described in section 208.151 who are unable to provide for it in whole or in part, with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Inpatient hospital services, except to persons in an institution for mental diseases who are under the age of sixty-five years and over the age of twenty-one years; provided that the MO HealthNet division shall provide through rule and regulation an exception process for coverage of inpatient costs in those cases requiring treatment beyond the seventy-fifth percentile professional activities study (PAS) or the MO HealthNet children's diagnosis length-of-stay schedule; and provided further that the MO HealthNet division shall take into account through its payment system for hospital services the situation of hospitals which serve a disproportionate number of low-income patients;

(2) All outpatient hospital services, payments therefor to be in amounts which represent no more than eighty percent of the lesser of reasonable costs or customary charges for such services, determined in accordance with the principles set forth in Title XVIII A and B, Public Law 89-97, 1965 amendments to the federal Social Security Act (42 U.S.C. Section 301, et seq.), but the MO HealthNet division may evaluate outpatient hospital services rendered under this section and deny payment for services which are determined by the MO HealthNet division not to be medically necessary, in accordance with federal law and regulations;

(3) Laboratory and X-ray services;

(4) Nursing home services for participants, except to persons with more than five hundred thousand dollars equity in their home or except for persons in an institution for mental diseases who are under the age of sixty-five years, when residing in a hospital licensed by the department of health and senior services or a nursing home licensed by the department of health and senior services or appropriate licensing authority of other states or government-owned and -operated institutions which are determined to conform to standards equivalent to licensing requirements in Title XIX of the federal Social Security Act (42 U.S.C. Section 301, et seq.), as amended, for nursing facilities. The MO HealthNet division may recognize through its payment methodology for nursing facilities those nursing facilities which serve a high volume of MO HealthNet patients. The MO HealthNet division when determining the amount of the benefit payments to be made on behalf of persons under the age of twenty-one in a nursing facility may consider nursing facilities furnishing care to persons under the age of twenty-one as a classification separate from other nursing facilities;

(5) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection for those days, which shall not exceed twelve per any period of six consecutive months, during which the participant is on a temporary leave of absence from the hospital or nursing home, provided that no such participant shall be allowed a temporary leave of absence unless it is specifically provided for in his plan of care. As used in this subdivision, the term “temporary leave of absence” shall include all periods of time during which a participant is away from the hospital or nursing home overnight because he is visiting a friend or relative;

(6) Physicians' services, whether furnished in the office, home, hospital, nursing home, or elsewhere;

(7) Subject to appropriation, up to twenty visits per year for services limited to examinations, diagnoses, adjustments, and manipulations and treatments of malpositioned articulations and structures of the body provided by licensed chiropractic physicians practicing within their scope of practice. Nothing in this subdivision shall be interpreted to otherwise expand MO HealthNet services;

(8) Drugs and medicines when prescribed by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse; except that no payment for drugs and medicines prescribed on and after January 1, 2006, by a licensed physician, dentist, podiatrist, or an advanced practice registered nurse may be made on behalf of any person who qualifies for prescription drug coverage under the provisions of P.L. 108-173;

(9) Emergency ambulance services and, effective January 1, 1990, medically necessary transportation to scheduled, physician-prescribed nonelective treatments;

(10) Early and periodic screening and diagnosis of individuals who are under the age of twenty-one to ascertain their physical or mental defects, and health care, treatment, and other measures to correct or ameliorate defects and chronic conditions discovered thereby. Such services shall be provided in accordance with the provisions of Section 6403 of P.L. 101-239 and federal regulations promulgated thereunder;

(11) Home health care services;

(12) Family planning as defined by federal rules and regulations; provided, however, that such family planning services shall not include abortions or any abortifacient drug or device that is used for the purpose of inducing an abortion unless such abortions are certified in writing by a physician to the MO HealthNet agency that, in the physician's professional judgment, the life of the mother would be endangered if the fetus were carried to term;

(13) Inpatient psychiatric hospital services for individuals under age twenty-one as defined in Title XIX of the federal Social Security Act (42 U.S.C. Section 1396d, et seq.);

(14) Outpatient surgical procedures, including presurgical diagnostic services performed in ambulatory surgical facilities which are licensed by the department of health and senior services of the state of Missouri; except, that such outpatient surgical services shall not include persons who are eligible for coverage under Part B of Title XVIII, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended, if exclusion of such persons is permitted under Title XIX, Public Law 89-97, 1965 amendments to the federal Social Security Act, as amended;

(15) Personal care services which are medically oriented tasks having to do with a person's physical requirements, as opposed to housekeeping requirements, which enable a person to be treated by his or her physician on an outpatient rather than on an inpatient or residential basis in a hospital, intermediate care facility, or skilled nursing facility. Personal care services shall be rendered by an individual not a member of the participant's family who is qualified to provide such services where the services are prescribed by a physician in accordance with a plan of treatment and are supervised by a licensed nurse. Persons eligible to receive personal care services shall be those persons who would otherwise require placement in a hospital, intermediate care facility, or skilled nursing facility. Benefits payable for personal care services shall not exceed for any one participant one hundred percent of the average statewide charge for care and treatment in an intermediate care facility for a comparable period of time. Such services, when delivered

in a residential care facility or assisted living facility licensed under chapter 198 shall be authorized on a tier level based on the services the resident requires and the frequency of the services. A resident of such facility who qualifies for assistance under section 208.030 shall, at a minimum, if prescribed by a physician, qualify for the tier level with the fewest services. The rate paid to providers for each tier of service shall be set subject to appropriations. Subject to appropriations, each resident of such facility who qualifies for assistance under section 208.030 and meets the level of care required in this section shall, at a minimum, if prescribed by a physician, be authorized up to one hour of personal care services per day. Authorized units of personal care services shall not be reduced or tier level lowered unless an order approving such reduction or lowering is obtained from the resident's personal physician. Such authorized units of personal care services or tier level shall be transferred with such resident if he or she transfers to another such facility. Such provision shall terminate upon receipt of relevant waivers from the federal Department of Health and Human Services. If the Centers for Medicare and Medicaid Services determines that such provision does not comply with the state plan, this provision shall be null and void. The MO HealthNet division shall notify the revisor of statutes as to whether the relevant waivers are approved or a determination of noncompliance is made;

(16) Mental health services. The state plan for providing medical assistance under Title XIX of the Social Security Act, 42 U.S.C. Section 301, as amended, shall include the following mental health services when such services are provided by community mental health facilities operated by the department of mental health or designated by the department of mental health as a community mental health facility or as an alcohol and drug abuse facility or as a child-serving agency within the comprehensive children's mental health service system established in section 630.097. The department of mental health shall establish by administrative rule the definition and criteria for designation as a community mental health facility and for designation as an alcohol and drug abuse facility. Such mental health services shall include:

(a) Outpatient mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(b) Clinic mental health services including preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management;

(c) Rehabilitative mental health and alcohol and drug abuse services including home and community-based preventive, diagnostic, therapeutic, rehabilitative, and palliative interventions rendered to individuals in an individual or group setting by a mental health or alcohol and drug abuse professional in accordance with a plan of treatment appropriately established, implemented, monitored, and revised under the auspices of a therapeutic team as a part of client services management. As used in this section, mental health professional and alcohol and drug abuse professional shall be defined by the department of mental health pursuant to duly promulgated rules. With respect to services established by this subdivision, the department of social services, MO HealthNet division, shall enter into an agreement with the department of mental health. Matching funds for outpatient mental health services, clinic mental health services, and rehabilitation services for mental health and alcohol and drug abuse shall be certified by the department

of mental health to the MO HealthNet division. The agreement shall establish a mechanism for the joint implementation of the provisions of this subdivision. In addition, the agreement shall establish a mechanism by which rates for services may be jointly developed;

(17) Such additional services as defined by the MO HealthNet division to be furnished under waivers of federal statutory requirements as provided for and authorized by the federal Social Security Act (42 U.S.C. Section 301, et seq.) subject to appropriation by the general assembly;

(18) The services of an advanced practice registered nurse with a collaborative practice agreement to the extent that such services are provided in accordance with chapters 334 and 335, and regulations promulgated thereunder;

(19) Nursing home costs for participants receiving benefit payments under subdivision (4) of this subsection to reserve a bed for the participant in the nursing home during the time that the participant is absent due to admission to a hospital for services which cannot be performed on an outpatient basis, subject to the provisions of this subdivision:

(a) The provisions of this subdivision shall apply only if:

a. The occupancy rate of the nursing home is at or above ninety-seven percent of MO HealthNet certified licensed beds, according to the most recent quarterly census provided to the department of health and senior services which was taken prior to when the participant is admitted to the hospital; and

b. The patient is admitted to a hospital for a medical condition with an anticipated stay of three days or less;

(b) The payment to be made under this subdivision shall be provided for a maximum of three days per hospital stay;

(c) For each day that nursing home costs are paid on behalf of a participant under this subdivision during any period of six consecutive months such participant shall, during the same period of six consecutive months, be ineligible for payment of nursing home costs of two otherwise available temporary leave of absence days provided under subdivision (5) of this subsection; and

(d) The provisions of this subdivision shall not apply unless the nursing home receives notice from the participant or the participant's responsible party that the participant intends to return to the nursing home following the hospital stay. If the nursing home receives such notification and all other provisions of this subsection have been satisfied, the nursing home shall provide notice to the participant or the participant's responsible party prior to release of the reserved bed;

(20) Prescribed medically necessary durable medical equipment. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(21) Hospice care. As used in this subdivision, the term "hospice care" means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced

during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(22) Prescribed medically necessary dental services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(23) Prescribed medically necessary optometric services. Such services shall be subject to appropriations. An electronic web-based prior authorization system using best medical evidence and care and treatment guidelines consistent with national standards shall be used to verify medical need;

(24) Blood clotting products-related services. For persons diagnosed with a bleeding disorder, as defined in section 338.400, reliant on blood clotting products, as defined in section 338.400, such services include:

(a) Home delivery of blood clotting products and ancillary infusion equipment and supplies, including the emergency deliveries of the product when medically necessary;

(b) Medically necessary ancillary infusion equipment and supplies required to administer the blood clotting products; and

(c) Assessments conducted in the participant's home by a pharmacist, nurse, or local home health care agency trained in bleeding disorders when deemed necessary by the participant's treating physician;

(25) The MO HealthNet division shall, by January 1, 2008, and annually thereafter, report the status of MO HealthNet provider reimbursement rates as compared to one hundred percent of the Medicare reimbursement rates and compared to the average dental reimbursement rates paid by third-party payors licensed by the state. The MO HealthNet division shall, by July 1, 2008, provide to the general assembly a four-year plan to achieve parity with Medicare reimbursement rates and for third-party payor average dental reimbursement rates. Such plan shall be subject to appropriation and the division shall include in its annual budget request to the governor the necessary funding needed to complete the four-year plan developed under this subdivision.

2. Additional benefit payments for medical assistance shall be made on behalf of those eligible needy children, pregnant women and blind persons with any payments to be made on the basis of the reasonable cost of the care or reasonable charge for the services as defined and determined by the MO HealthNet division, unless otherwise hereinafter provided, for the following:

(1) Dental services;

(2) Services of podiatrists as defined in section 330.010;

(3) Optometric services as described in section 336.010;

(4) Orthopedic devices or other prosthetics, including eye glasses, dentures, hearing aids, and wheelchairs;

(5) Hospice care. As used in this subdivision, the term “hospice care” means a coordinated program of active professional medical attention within a home, outpatient and inpatient care which treats the terminally ill patient and family as a unit, employing a medically directed interdisciplinary team. The program provides relief of severe pain or other physical symptoms and supportive care to meet the special needs arising out of physical, psychological, spiritual, social, and economic stresses which are experienced during the final stages of illness, and during dying and bereavement and meets the Medicare requirements for participation as a hospice as are provided in 42 CFR Part 418. The rate of reimbursement paid by the MO HealthNet division to the hospice provider for room and board furnished by a nursing home to an eligible hospice patient shall not be less than ninety-five percent of the rate of reimbursement which would have been paid for facility services in that nursing home facility for that patient, in accordance with subsection (c) of Section 6408 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989);

(6) Comprehensive day rehabilitation services beginning early posttrauma as part of a coordinated system of care for individuals with disabling impairments. Rehabilitation services must be based on an individualized, goal-oriented, comprehensive and coordinated treatment plan developed, implemented, and monitored through an interdisciplinary assessment designed to restore an individual to optimal level of physical, cognitive, and behavioral function. The MO HealthNet division shall establish by administrative rule the definition and criteria for designation of a comprehensive day rehabilitation service facility, benefit limitations and payment mechanism. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this subdivision shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2005, shall be invalid and void.

3. The MO HealthNet division may require any participant receiving MO HealthNet benefits to pay part of the charge or cost until July 1, 2008, and an additional payment after July 1, 2008, as defined by rule duly promulgated by the MO HealthNet division, for all covered services except for those services covered under subdivisions (15) and (16) of subsection 1 of this section and sections 208.631 to 208.657 to the extent and in the manner authorized by Title XIX of the federal Social Security Act (42 U.S.C. Section 1396, et seq.) and regulations thereunder. When substitution of a generic drug is permitted by the prescriber according to section 338.056, and a generic drug is substituted for a name-brand drug, the MO HealthNet division may not lower or delete the requirement to make a co-payment pursuant to regulations of Title XIX of the federal Social Security Act. A provider of goods or services described under this section must collect from all participants the additional payment that may be required by the MO HealthNet division under authority granted herein, if the division exercises that authority, to remain eligible as a provider. Any payments made by participants under this section shall be in addition to and not in lieu of payments made by the state for goods or services described herein except the participant portion of the pharmacy professional dispensing fee shall be in addition to and not in lieu of payments to pharmacists. A provider may collect the co-payment at the time a service is provided or at a later date. A provider shall not refuse to provide a service if a participant is unable to pay a required payment. If it is

the routine business practice of a provider to terminate future services to an individual with an unclaimed debt, the provider may include uncollected co-payments under this practice. Providers who elect not to undertake the provision of services based on a history of bad debt shall give participants advance notice and a reasonable opportunity for payment. A provider, representative, employee, independent contractor, or agent of a pharmaceutical manufacturer shall not make co-payment for a participant. This subsection shall not apply to other qualified children, pregnant women, or blind persons. If the Centers for Medicare and Medicaid Services does not approve the MO HealthNet state plan amendment submitted by the department of social services that would allow a provider to deny future services to an individual with uncollected co-payments, the denial of services shall not be allowed. The department of social services shall inform providers regarding the acceptability of denying services as the result of unpaid co-payments.

4. The MO HealthNet division shall have the right to collect medication samples from participants in order to maintain program integrity.

5. Reimbursement for obstetrical and pediatric services under subdivision (6) of subsection 1 of this section shall be timely and sufficient to enlist enough health care providers so that care and services are available under the state plan for MO HealthNet benefits at least to the extent that such care and services are available to the general population in the geographic area, as required under subparagraph (a)(30)(A) of 42 U.S.C. Section 1396a and federal regulations promulgated thereunder.

6. Beginning July 1, 1990, reimbursement for services rendered in federally funded health centers shall be in accordance with the provisions of subsection 6402(c) and Section 6404 of P.L. 101-239 (Omnibus Budget Reconciliation Act of 1989) and federal regulations promulgated thereunder.

7. Beginning July 1, 1990, the department of social services shall provide notification and referral of children below age five, and pregnant, breast-feeding, or postpartum women who are determined to be eligible for MO HealthNet benefits under section 208.151 to the special supplemental food programs for women, infants and children administered by the department of health and senior services. Such notification and referral shall conform to the requirements of Section 6406 of P.L. 101-239 and regulations promulgated thereunder.

8. Providers of long-term care services shall be reimbursed for their costs in accordance with the provisions of Section 1902 (a)(13)(A) of the Social Security Act, 42 U.S.C. Section 1396a, as amended, and regulations promulgated thereunder.

9. Reimbursement rates to long-term care providers with respect to a total change in ownership, at arm's length, for any facility previously licensed and certified for participation in the MO HealthNet program shall not increase payments in excess of the increase that would result from the application of Section 1902 (a)(13)(C) of the Social Security Act, 42 U.S.C. Section 1396a (a)(13)(C).

10. The MO HealthNet division may enroll qualified residential care facilities and assisted living facilities, as defined in chapter 198, as MO HealthNet personal care providers.

11. Any income earned by individuals eligible for certified extended employment at a sheltered workshop under chapter 178 shall not be considered as income for purposes of determining eligibility under this section.

12. If the Missouri Medicaid audit and compliance unit changes any interpretation or application of the requirements for reimbursement for MO HealthNet services from the interpretation or application that has been applied previously by the state in any audit of a MO HealthNet provider, the Missouri Medicaid audit and compliance unit shall notify all affected MO HealthNet providers five business days before such change shall take effect. Failure of the Missouri Medicaid audit and compliance unit to notify a provider of such change shall entitle the provider to continue to receive and retain reimbursement until such notification is provided and shall waive any liability of such provider for recoupment or other loss of any payments previously made prior to the five business days after such notice has been sent. Each provider shall provide the Missouri Medicaid audit and compliance unit a valid email address and shall agree to receive communications electronically. The notification required under this section shall be delivered in writing by the United States Postal Service or electronic mail to each provider.

13. Nothing in this section shall be construed to abrogate or limit the department's statutory requirement to promulgate rules under chapter 536.

14. Beginning July 1, 2016, and subject to appropriations, providers of behavioral, social, and psychophysiological services for the prevention, treatment, or management of physical health problems shall be reimbursed utilizing the behavior assessment and intervention reimbursement codes 96150 to 96154 or their successor codes under the Current Procedural Terminology (CPT) coding system. Providers eligible for such reimbursement shall include psychologists.

15. There shall be no payments made under this section for gender transition surgeries, cross-sex hormones, or puberty-blocking drugs, as such terms are defined in section 191.1720, for the purpose of a gender transition.

16. Notwithstanding any provision of law to the contrary, no MO HealthNet funds shall be expended to any abortion facility, as the term “abortion facility” is defined in section 188.015, or to any person who or entity that is an affiliate of any entity that operates an abortion facility in this or any other state or that refers patients to an abortion facility.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Cierpiot moved that **SA 2** be laid on the table, which motion prevailed.

Senator Bean assumed the Chair.

Senator Hoskins moved that **SS** for **SB 748** be laid on the table, which motion failed on a standing division vote.

Senator Brattin offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 748, Page 1, In the Title, Line 5, by striking all of said line and inserting in lieu thereof the following: “MO HealthNet.”; and

Further amend said bill and page, Section 198.439, line 2, by inserting after all of said line the following:

“208.185. 1. Beginning January 1, 2025, MO HealthNet participants ages nineteen to sixty-four shall comply with the work and community engagement requirements under this section in order to remain eligible for MO HealthNet benefits, unless such participant is otherwise exempt from such requirements. Work and community engagement requirements shall include at least eighty hours each month of the following:

(1) Unsubsidized or subsidized private or public sector employment;

(2) Education, including vocational educational training, job skills training directly related to employment, education directly related to employment for individuals who have not received a high school diploma or certificate of high school equivalency, or satisfactory attendance at a secondary school;

(3) Community service;

(4) Job search and job readiness assistance;

(5) Provision of child care services to an individual who is participating in a community service program;

(6) Satisfaction of work requirements for participants of temporary assistance for needy families or the supplemental nutrition assistance program who are also MO HealthNet participants;

(7) Participation in a substance abuse treatment program; or

(8) Any combination thereof.

2. The work and community engagement requirements under this section shall not apply to a participant who is:

(1) Under the age of nineteen or over the age of sixty-four;

(2) Medically frail, including individuals:

(a) With disabling mental disorders;

(b) With serious and complex medical conditions;

(c) With a physical, intellectual, or developmental disability that significantly impairs their ability to perform one or more activities of daily living; or

(d) With a disability determination based on criteria under the Social Security Act, including a current determination by the department of social services that he or she is permanently or totally disabled;

(3) Pregnant or caring for a child under the age of one or otherwise a recipient of MO HealthNet services under section 208.662;

(4) A primary caregiver of a dependent child under the age of six or a dependent adult; provided, that not more than one participant may claim primary caregiver status in a household;

(5) A participant who is also a participant of temporary assistance for needy families or the supplemental nutrition assistance program and who is exempt from the work requirements of either of those programs; or

(6) A participant who is a parent of a student who receives instruction in a home school, as such term is defined in chapter 167.

3. In order that work and community engagement requirements shall not be impossible or unduly burdensome for participants, the department may permit further exemptions from the work and community engagement requirements under this section in areas of high unemployment, limited economies or educational opportunities, or lack of public transportation, or for good cause. Good cause shall include, but not be limited to, the following circumstances:

(1) The participant has a disability as defined by the Americans with Disabilities Act, Section 504 of the Rehabilitation Act of 1973, or Section 1557 of the Patient Protection and Affordable Care Act and is unable to meet the work and community engagement requirements for reasons related to that disability;

(2) The participant has an immediate family member in the home with a disability as defined by the Americans with Disabilities Act, Section 504 of the Rehabilitation Act of 1973, or Section 1557 of the Patient Protection and Affordable Care Act and the participant is unable to meet the work and community engagement requirements for reasons related to the disability of such family member;

(3) The participant or an immediate family member in the home experiences a hospitalization or serious illness;

(4) The participant experiences the birth or death of a family member in the home;

(5) The participant experiences severe inclement weather, including a natural disaster, and is unable to meet the work and community engagement requirements; and

(6) The participant experiences a family emergency or other life-changing event, including divorce or domestic violence.

4. The department shall provide reasonable accommodations for participants with disabilities as defined by the Americans with Disabilities Act, Section 504 of the Rehabilitation Act of 1973, or Section 1557 of the Patient Protection and Affordable Care Act, as necessary, to enable such participants an equal opportunity to participate in and benefit from the work and community engagement requirements under this section. Reasonable accommodations shall include, but not be limited to, the following:

(1) Exemption from the work and community engagement requirements when the participant is unable to comply for reasons relating to his or her disability;

(2) Modification in the number of hours of work and community engagement required when a participant is unable to comply with the required number of hours; and

(3) Provision of support services necessary for compliance, when compliance is possible with such supports.

5. The department may promulgate rules and regulations to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536, to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

6. The department shall seek all appropriate waivers and state plan amendments from the federal Department of Health and Human Services necessary to implement the provisions of this section. The provisions of this section shall not be implemented unless such waivers and state plan amendments are approved.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Hough assumed the Chair.

Senator Bean assumed the Chair.

Senator Cierpiot moved that **SA 3** be laid on the table, which motion prevailed.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Brattin offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 748, Page 1, Section 190.839, Line 2, by striking “2029” and inserting in lieu thereof the following: **“2026”**; and

Further amend said bill and page, section 198.439, line 2, by striking “2029” and inserting in lieu thereof the following: **“2026”**; and

Further amend said bill, page 2, section 208.437, line 41, by striking “2029” and inserting in lieu thereof the following: **“2026”**; and

Further amend said bill and page, section 208.480, line 3, by striking “2029” and inserting in lieu thereof the following: **“2026”**; and

Further amend said bill, page 3, section 338.550, line 13, by striking “2029” and inserting in lieu thereof the following: **“2026”**; and further amend line 23, by striking “2029” and inserting in lieu thereof the following: **“2026”**; and

Further amend said bill, page 8, section 633.401, line 157, by striking “2029” and inserting in lieu thereof the following: “**2026**”.

Senator Brattin moved that the above amendment be adopted.

Senator Cierpiot moved that **SA 4** be laid on the table, which motion prevailed.

Senator Brattin offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 748, Page 1, Section 190.839, Line 2, by striking “2029” and inserting in lieu thereof the following: “**2025**”; and

Further amend said bill and page, section 198.439, line 2, by striking “2029” and inserting in lieu thereof the following: “**2025**”; and

Further amend said bill, page 2, section 208.437, line 41, by striking “2029” and inserting in lieu thereof the following: “**2025**”; and

Further amend said bill and page, section 208.480, line 3, by striking “2029” and inserting in lieu thereof the following: “**2025**”; and

Further amend said bill, page 3, section 338.550, line 13, by striking “2029” and inserting in lieu thereof the following: “**2025**”; and further amend line 23, by striking “2029” and inserting in lieu thereof the following: “**2025**”; and

Further amend said bill, page 8, section 633.401, line 157, by striking “2029” and inserting in lieu thereof the following: “**2025**”.

Senator Brattin moved that the above amendment be adopted.

Senator Hoskins offered **SA 1** to **SA 5**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 5

Amend Senate Amendment 5 to Senate Substitute for Senate Bill No. 748, Page 1, Line 3, by striking “2025” and inserting in lieu thereof the following: “**2027**”; and further amend line 6 by striking “2025” and inserting in lieu thereof the following: “**2027**”; and further amend line 9 by striking “2025” and inserting in lieu thereof the following: “**2027**”; and further amend line 12 by striking “2025” and inserting in lieu thereof the following: “**2027**”; and further amend line 15 by striking “2025” and inserting in lieu thereof the following: “**2027**”; and further amend line 16 by striking “2025” and inserting in lieu thereof the following: “**2027**”; and further amend line 20 by striking “2025” and inserting in lieu thereof the following: “**2027**”.

Senator Hoskins moved that the above amendment be adopted.

Senator Bernskoetter assumed the Chair.

Senator Cierpiot moved that **SA 1** to **SA 5** be laid on the table, which motion prevailed.

Pursuant to Rule 86, Senator Hoskins requested the above motion be reduced to writing, which request was granted.

Senator Hoskins offered **SA 2** to **SA 5**, which was read:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 5

Amend Senate Amendment No. 5 to Senate Substitute for Senate Bill No. 748, Page 1, Line 3, by striking “2025” and inserting in lieu thereof the following: “**2028**”; and further amend line 6 by striking “2025” and inserting in lieu thereof the following: “**2028**”; and further amend line 9 by striking “2025” and inserting in lieu thereof the following: “**2028**”; and further amend line 12 by striking “2025” and inserting in lieu thereof the following: “**2028**”; and further amend line 15 by striking “2025” and inserting in lieu thereof the following: “**2028**”; and further amend line 16 by striking “2025” and inserting in lieu thereof the following: “**2028**”; and further amend line 20 by striking “2025” and inserting in lieu thereof the following: “**2028**”.

Senator Hoskins moved that the above amendment be adopted.

Senator Bean assumed the Chair.

Senator Black assumed the Chair.

At the request of Senator Hoskins, **SA 2** to **SA 5** was withdrawn.

Senator Hoskins offered **SA 3** to **SA 5**:

SENATE AMENDMENT NO. 3 TO
SENATE AMENDMENT NO. 5

Amend Senate Amendment No. 5 to Senate Substitute for Senate Bill No. 748, Page 1, Line 2, by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”; and further amend said amendment and page, line 5 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”; and further amend said amendment and page, line 8 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”; and further amend said amendment and page, line 11 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”; and further amend said amendment and page, line 14 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”; and further amend said amendment and page, line 15 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”; and further amend said amendment and page, line 19 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**29**”; and further amend said line by”.

Senator Hoskins moved that the above amendment be adopted.

Senator Trent assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Trent assumed the Chair.

Senator Coleman assumed the Chair.

Senator Bean assumed the Chair.

Senator Black assumed the Chair.

Senator Trent assumed the Chair.

Senator Rowden assumed the Chair.

Senator Eslinger assumed the Chair.

Senator Trent assumed the Chair.

Senator Rowden moved that **SA 3** to **SA 5** be laid on the table, which motion prevailed.

Senator Schroer offered **SA 4** to **SA 5**:

SENATE AMENDMENT NO. 4 TO
SENATE AMENDMENT NO. 5

Amend Senate Amendment No. 5 to Senate Substitute for Senate Bill No. 748, Page 1, Line 3, by striking “2025” and inserting in lieu thereof the following: “**2026**”; and further amend line 6 by striking “2025” and inserting in lieu thereof the following: “**2026**”; and further amend line 9 by striking “2025” and inserting in lieu thereof the following: “**2026**”; and further amend line 12 by striking “2025” and inserting in lieu thereof the following: “**2026**”; and further amend line 15 by striking “2025” and inserting in lieu thereof the following: “**2026**”; and further amend line 16 by striking “2025” and inserting in lieu thereof the following: “**2026**”; and further amend line 20 by striking “2025” and inserting in lieu thereof the following: “**2026**”.

Senator Schroer moved that the above amendment be adopted.

Senator Fitzwater assumed the Chair.

Senator Trent assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Gannon assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Trent assumed the Chair.

At the request of Senator Brattin, **SA 5** was withdrawn, rendering **SA 4** to **SA 5** moot.

Senator Brattin offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Bill No. 748, Page 1, Section 190.839, Line 2, by striking “2029” and inserting in lieu thereof the following: “**2027**”; and

Further amend said bill and page, section 198.439, line 2, by striking “2029” and inserting in lieu thereof the following: “**2027**”; and

Further amend said bill, page 2, section 208.437, line 41, by striking “2029” and inserting in lieu thereof the following: “**2027**”; and

Further amend said bill and page, section 208.480, line 3, by striking “2029” and inserting in lieu thereof the following: “**2027**”; and

Further amend said bill, page 3, section 338.550, line 13, by striking “2029” and inserting in lieu thereof the following: “**2027**”; and further amend line 23, by striking “2029” and inserting in lieu thereof the following: “**2027**”; and

Further amend said bill, page 8, section 633.401, line 157, by striking “2029” and inserting in lieu thereof the following: “**2027**”.

Senator Brattin moved that the above amendment be adopted.

Senator Hoskins offered **SA 1** to **SA 6**:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 6

Amend Senate Amendment No. 6 to Senate Substitute for Senate Bill No. 748, Page 1, Line 2, by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”; and further amend said amendment and page, line 5 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”; and further amend said amendment and page, line 8 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”; and further amend said amendment and page, line 11 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”; and further amend said amendment and page, line 14 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”; and further amend said amendment and page, line 15 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”; and further amend said amendment and page, line 19 by inserting after “by” the following: “striking “30” and inserting in lieu thereof the following: “**28**”; and further amend said line by”.

Senator Hoskins moved that the above amendment be adopted.

At the request of Senator Brattin, **SA 6** was withdrawn, rendering **SA 1** to **SA 6** moot.

Senator Hough moved that **SS** for **SB 748** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SB 748** was declared perfected and ordered printed.

On motion of Senator O’Laughlin, the Senate recessed until 3:36 a.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

REPORTS OF STANDING COMMITTEES

Senator O’Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, submitted the following report:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which was referred **SS** for **SB 748**, begs leave to report that it has examined the same and finds that the bill has been truly perfected and that the printed copies furnished the Senators are correct.

REFERRALS

President Pro Tem Rowden referred **HCS** for **HB 1481**, with **SCS**, and **SS** for **SB 748** to the Committee on Fiscal Oversight.

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1489**, entitled:

An Act to repeal sections 105.963, 143.611, and 209.030, RSMo, and to enact in lieu thereof three new sections relating to mail sent by state departments.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

April 30, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

In accordance with RSMo 285.1005, I hereby appoint Senator Doug Beck to the Show-Me My Retirement Savings Board to replace former Senator Greg Razer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

Also,

April 30, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

In accordance with Senate Concurrent Resolution No. 7 (2023), I hereby appoint Senator Karla May to the America 250 Missouri Commission to replace former Senator Greg Razer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

Also,

April 30, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

In accordance with RSMo 21.915, I hereby appoint Senator John Rizzo to the Joint Committee on Rural Economic Development to replace former Senator Greg Razer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

Also,

April 30, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

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Fifty-Eighth Day - Tuesday, April 30, 2024

In accordance with RSMo 160.254, I hereby appoint Senator Doug Beck to the Joint Committee on Education to replace former Senator Greg Razer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri Senate

Also,

April 30, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

Please be advised that I hereby appoint Senator Tracy McCreery to the Select Committee on Empowering Missouri Parents and Children to replace former Senator Greg Razer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri Senate

Senator Rizzo submitted the following:

April 30, 2024

Kristina Martin – Secretary of the Senate
State Capitol, Room 325
Jefferson City, Missouri 65101

Dear Kristina:

Pursuant to Senate Rule 12 and in my capacity as minority floor leader, I hereby make the following appointments.

Education and Workforce Development – Senator Tracy McCreery

Sincerely,



John J. Rizzo

RESOLUTIONS

Senator Williams offered Senate Resolution No. 984, regarding Margaret McCarthy, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 985, regarding Madeline Wiechel, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 986, regarding Brianna Kaiser, St. Louis, which was adopted.

Senator Beck offered Senate Resolution No. 987, regarding Elizabeth Patterson, Webster Grove, which was adopted.

Senator Gannon offered Senate Resolution No. 988, regarding Deborah Anderson, Festus, which was adopted.

Senator Bean offered Senate Resolution No. 989, regarding Dr. Sonja DiCiro, Poplar Bluff, which was adopted.

Senator Williams offered Senate Resolution No. 990, regarding Bonnie Ann Ray, which was adopted.

Senator Williams offered Senate Resolution No. 991, regarding the One Hundred and Twentieth anniversary of YWCA Metro, St. Louis, which was adopted.

Senators Washington and Rowden offered Senate Resolution No. 992, regarding the East High School Bears boys soccer team, Kansas City, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 993, regarding Sheri Kapfer, Memphis, which was adopted.

Senator O’Laughlin offered Senate Resolution No. 994, regarding Shellie L. Jackson, Memphis, which was adopted.

INTRODUCTION OF GUESTS

Senator Rowden introduced to the Senate, Locust Street Expressive Arts Elementary School.

Senator Coleman introduced to the Senate, Stella Kaiser; and Stella was made an honorary page.

Senator Roberts introduced to the Senate, Sydney Brown, Kansas City.

Senator Brattin and Crawford introduced to the Senate, Applewood Christian School Group students, Caleb Summer; Matthew Summer; Madeline Summer; Erika Rehmer; Nathan and Isaiah Nunes; David Nevels; and John Hanson, Sedalia, Daniel Ivadtochis, Smithton, Noel and Natalie Estes; Tipton.

Senator McCreery introduced to the Senate, Ramis Gheith, MD, FASA.

Senator Beck introduced to the Senate, Hilal Safi; Nuhzatullah Mangal; Ferishta Hussaini; and Mutahera Sahibi.

Senator Bernskoetter introduced to the Senate, Aaron Massey.

Senator Fitzwater introduced to the Senate, Sacred Heart School, Troy.

Senator Williams introduced to the Senate, Aaron Harris, Jr.; and Aaron Harris, Sr.

Senator Roberts introduced to the Senate, Mokan Pre-Apprenticeship Program students, St. Louis.

Senator Trent introduced to the Senate, former Senator Bob Dixon.

Senator Schroer introduced to the Senate, former Senator Bob Onder; and his wife, Allison, Augusta.

Senator Washington introduced to the Senate, East High School Bears boys soccer team, Mayson Victor; Jackson Twizerimana; Donat Ekengya; Omari Shabani; Longe Kebe; Byaombe Makamba; Etando Juma; Esube Byoke; Msafiri (Rasta) Ebunga; Hussein Mwanue; Hector Salazar; and Juan Vergara Bustamante, and Derrick Chievous, Columbia.

On motion of Senator O’Laughlin, the Senate adjourned until 2:00 p.m., Monday, May 6, 2024.

SENATE CALENDAR

FIFTY-NINTH DAY—MONDAY, MAY 6, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith

THIRD READING OF SENATE BILLS

SS for SB 748-Hough
(In Fiscal Oversight)

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 844-Bernskoetter | 11. SB 907-Carter |
| 2. SB 768-Thompson Rehder, with SCS | 12. SB 869-Moon, et al |
| 3. SB 1266-Luetkemeyer, with SCS | 13. SB 1029-Moon |
| 4. SB 1379-Arthur | 14. SB 753-Brown (16) |
| 5. SB 1362-Crawford | 15. SB 826-Koenig |
| 6. SB 1155-Mosley | 16. SB 789-Razer |
| 7. SB 1326-McCreery | 17. SB 829-Rowden, with SCS |
| 8. SB 1277-Black | 18. SB 969-Washington |
| 9. SB 884-Roberts, with SCS | 19. SB 1099-Washington |
| 10. SB 1393-O’Laughlin | 20. SB 1468-Luetkemeyer, with SCS |

- | | |
|---------------------------------|----------------------------|
| 21. SB 1200-Trent, with SCS | 26. SB 812-Coleman |
| 22. SB 1070-McCreery, with SCS | 27. SB 1001-Koenig |
| 23. SB 817-Brown (26) | 28. SB 946-Thompson Rehder |
| 24. SB 1340-Bernskoetter | 29. SB 1374-Gannon |
| 25. SB 819-Brown (26), with SCS | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

- | | |
|--|--|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 17. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight) |
| 2. HB 2062-Brown, C. (16) (Trent) | 18. HCS for HB 2431, with SCS (Black) |
| 3. HCS for HB 1659, with SCS
(Luetkemeyer) | 19. HCS HBs 2432, 2482 & 2543
(Luetkemeyer) |
| 4. HB 2111-Christofanelli (Fitzwater) | 20. HCS for HBs 2322 & 1774 (Trent) |
| 5. HCS for HBs 2134 & 1956, with SCS
(Carter) (In Fiscal Oversight) | 21. HCS for HB 2015, with SCS (Hough) |
| 6. HB 1713-Schnelting (Schroer) | 22. HCS for HB 2002, with SCS (Hough) |
| 7. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) | 23. HCS for HB 2003, with SCS (Hough) |
| 8. HCS for HB 2227 (Thompson Rehder) | 24. HCS for HB 2004, with SCS (Hough) |
| 9. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) | 25. HCS for HB 2005, with SCS (Hough) |
| 10. HB 1912-McGill (Koenig) | 26. HCS for HB 2006, with SCS (Hough) |
| 11. HB 2430-McGill (Schroer)
(In Fiscal Oversight) | 27. HCS for HB 2007, with SCS (Hough) |
| 12. HB 2082-Gregory (Crawford) | 28. HCS for HB 2008, with SCS (Hough) |
| 13. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) | 29. HCS for HB 2009, with SCS (Hough) |
| 14. HCS for HBs 2628 & 2603, with SCS
(Schroer) | 30. HCS for HB 2010, with SCS (Hough) |
| 15. HCS for HB 2065 (Hough) | 31. HCS for HB 2011, with SCS (Hough) |
| 16. HB 1516-Murphy (Trent)
(In Fiscal Oversight) | 32. HCS for HB 2012, with SCS (Hough) |
| | 33. HCS for HB 2013, with SCS (Hough) |
| | 34. HCS for HB 2017, with SCS (Hough) |
| | 35. HCS for HB 2018, with SCS (Hough) |
| | 36. HCS for HB 2019, with SCS (Hough) |
| | 37. HCS for HB 2020, with SCS (Hough) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 734-Eigel, with SCS | SB 742-Arthur, with SS (pending) |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 745-Bernskoetter, with SS & SA 1
(pending) |
| SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) | SB 750-Hough, with SCS & SA 1 (pending) |

SB 757-O'Laughlin, with SCS	SB 876-Bean, with SCS & SS for SCS
SB 772-Gannon	(pending)
SB 778-Eslinger, with SS & SA 1 (pending)	SB 903-Schroer
SB 782-Bean, with SCS, SS for SCS, SA 4	SB 936-Bernskoetter, with SCS & SS for
& SSA 1 for SA 4, as amended (pending)	SCS (pending)
SB 799-Fitzwater and Eigel, with SCS &	SB 984-Schroer, with SS, SA 1 &
SS for SCS (pending)	SA 1 to SA 1 (pending)
SB 801-Fitzwater, with SCS	SB 1036-Razer and Rizzo, with SCS
SB 811-Coleman, with SCS, SS#2 for SCS	SBs 1168 & 810-Coleman, with SCS,
& SA 1 (pending)	SS for SCS, SA 2, SA 1 to SA 2 &
SB 818-Brown (26) and Coleman, with SS	point of order (pending)
& SA 2 (pending)	SB 1199-Trent
SB 830-Rowden, with SS, SA 2 &	SB 1207-Hoskins, with SS & SA 1
point of order (pending)	(pending)
SB 845-Bernskoetter	SB 1375-Eslinger
SB 847-Hough, with SCS, SS for SCS &	SB 1391-Luetkemeyer, with SCS
SA 1 (pending)	SB 1392-Trent
SB 848-Hough	SB 1422-Black, with SCS
SB 850-Brown (16)	

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	HB 1909-Taylor (48) (Gannon)
HB 1495-Griffith (Black)	HB 2057-Keathley (Thompson Rehder)
HCS for HB 1511 (Brown (26))	

SENATE BILLS WITH HOUSE AMENDMENTS

SS#4 for SCS for SJRs 74, 48, 59, 61 &
83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

To be Referred

SR 983-Carter

✓

Journal of the Senate

SECOND REGULAR SESSION

FIFTY-NINTH DAY - MONDAY, MAY 6, 2024

The Senate met pursuant to adjournment.

Senator Bean in the Chair.

The Reverend Stephen George offered the following prayer:

"Do everything without complaining or arguing, so that you may become blameless and pure, children of God without fault in a crooked and depraved generation, in which you shine like stars in the universe as you hold out the word of life." (Philippians 2:14-16a NIV)

Heavenly Father, Your word reminds us that our words and actions are to reflect our belief in You. May our work today—and every day, reflect Your love and grace, and shine as a beacon of light in a world often overshadowed by darkness. Bless this gathering with Your presence, and infuse us with the wisdom and discernment needed to fulfill our duties with integrity and honor. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal for Tuesday, April 30, 2024, was read and approved.

Photographers from Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

RESOLUTIONS

Senators Roberts and May offered Senate Resolution No. 995, regarding the death of Eugenia "Genie" Ann Davis, St. Louis, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 996, regarding Darla Rogers, Jefferson City, which was adopted.

Senator McCreery offered Senate Resolution No. 997, regarding the Missouri Falun Dafa Association, which was adopted.

Senator Koenig offered Senate Resolution No. 998, regarding Sophia Dominicis, Ellisville, which was adopted.

Senator Williams offered Senate Resolution No. 999, regarding Tony Adams, St. Louis, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following reports:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HB 1775**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HB 2688**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HBs 1818** and **2345**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Fiscal Oversight, to which was referred **SS** for **SB 748**, begs leave to report that it has considered the same and recommends that the bill do pass.

President Pro Tem Rowden assumed the Chair.

Senator Brown (16), Chair of the Committee on Emerging Issues, submitted the following reports:

Mr. President: Your Committee on Emerging Issues, to which was referred **HCS** for **HBs 1948, 2066, 1721, and 2276**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Emerging Issues, to which was referred **HCS** for **HB 2413**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Emerging Issues, to which was referred **HB 2170**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Luetkemeyer, Chair of the Committee on Judiciary and Civil and Criminal Jurisprudence, submitted the following report:

Mr. President: Your Committee on Judiciary and Civil and Criminal Jurisprudence, to which was referred **HCS** for **HB 2064** and **HCS No. 2** for **HB 1886**, with **SCS**, begs leave to report that it has considered the same and recommends that the bill do pass.

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following reports:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HCS** for **HJR 68** and **79**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **HCS** for **HB 1564**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Also,

Mr. President: Your Committee on Local Government and Elections, to which was referred **HB 2084**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Bean, Chair of the Committee on Agriculture, Food Production and Outdoor Resources, submitted the following reports:

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 2763**, begs leave to report that it has considered the same and recommends that the bill do pass.

Also,

Mr. President: Your Committee on Agriculture, Food Production and Outdoor Resources, to which was referred **HCS** for **HB 2153**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator Fitzwater, Chair of the Committee on Transportation, Infrastructure and Public Safety, submitted the following reports:

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HJR 132**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

Also,

Mr. President: Your Committee on Transportation, Infrastructure and Public Safety, to which was referred **HCS** for **HB 2797**, begs leave to report that it has considered the same and recommends that the Senate Committee Substitute, hereto attached, do pass.

Senator O’Laughlin moved that the Senate go to the Order of Business of Third Reading of Senate Bills.

Senator Eslinger assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator O’Laughlin moved that the Senate stand adjourned until Tuesday, May 7, 2024 at 9:00 a.m.

Senator Moon raised the point of order that the majority floor leader abused the privilege of adjourning the Senate.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

May 6, 2024

Ms. Susan G. Heegaard
President
Midwestern Higher Education Compact
105 Fifth Avenue South, Suite 450
Minneapolis, MN 55401

Dear President Heegaard,

In accordance with RSMo 173.705, I hereby appoint Senator Curtis Trent to the Midwestern Higher Education Commission to replace Senator Karla Eslinger, effective May 6, 2024, and extending to December 31, 2024.

Senator Curtis Trent
201 W Capitol Ave.
Jefferson City, MO 65101
Curtis.Trent@senate.mo.gov

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

On motion of Senator O’Laughlin, the Senate adjourned until 9:00 a.m., Tuesday, May 7, 2024.

SENATE CALENDAR

SIXTIETH DAY—TUESDAY, MAY 7, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith

THIRD READING OF SENATE BILLS

SS for SB 748-Hough

SENATE BILLS FOR PERFECTION

- | | |
|-------------------------------------|-----------------------------------|
| 1. SB 844-Bernskoetter | 16. SB 789-Razer |
| 2. SB 768-Thompson Rehder, with SCS | 17. SB 829-Rowden, with SCS |
| 3. SB 1266-Luetkemeyer, with SCS | 18. SB 969-Washington |
| 4. SB 1379-Arthur | 19. SB 1099-Washington |
| 5. SB 1362-Crawford | 20. SB 1468-Luetkemeyer, with SCS |
| 6. SB 1155-Mosley | 21. SB 1200-Trent, with SCS |
| 7. SB 1326-McCreery | 22. SB 1070-McCreery, with SCS |
| 8. SB 1277-Black | 23. SB 817-Brown (26) |
| 9. SB 884-Roberts, with SCS | 24. SB 1340-Bernskoetter |
| 10. SB 1393-O'Laughlin | 25. SB 819-Brown (26), with SCS |
| 11. SB 907-Carter | 26. SB 812-Coleman |
| 12. SB 869-Moon, et al | 27. SB 1001-Koenig |
| 13. SB 1029-Moon | 28. SB 946-Thompson Rehder |
| 14. SB 753-Brown (16) | 29. SB 1374-Gannon |
| 15. SB 826-Koenig | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

- | | |
|--|--|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 5. HCS for HBs 2134 & 1956, with SCS
(Carter) (In Fiscal Oversight) |
| 2. HB 2062-Brown, C. (16) (Trent) | 6. HB 1713-Schnelting (Schroer) |
| 3. HCS for HB 1659, with SCS (Luetkemeyer) | 7. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) |
| 4. HB 2111-Christofanelli (Fitzwater) | 8. HCS for HB 2227 (Thompson Rehder) |

- | | |
|--|--|
| 9. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) | 29. HCS for HB 2009, with SCS (Hough) |
| 10. HB 1912-McGill (Koenig) | 30. HCS for HB 2010, with SCS (Hough) |
| 11. HB 2430-McGill (Schroer)
(In Fiscal Oversight) | 31. HCS for HB 2011, with SCS (Hough) |
| 12. HB 2082-Gregory (Crawford) | 32. HCS for HB 2012, with SCS (Hough) |
| 13. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) | 33. HCS for HB 2013, with SCS (Hough) |
| 14. HCS for HBs 2628 & 2603, with SCS (Schroer) | 34. HCS for HB 2017, with SCS (Hough) |
| 15. HCS for HB 2065 (Hough) | 35. HCS for HB 2018, with SCS (Hough) |
| 16. HB 1516-Murphy (Trent)
(In Fiscal Oversight) | 36. HCS for HB 2019, with SCS (Hough) |
| 17. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight) | 37. HCS for HB 2020, with SCS (Hough) |
| 18. HCS for HB 2431, with SCS (Black) | 38. HCS for HB 1775, with SCS (Crawford) |
| 19. HCS HBs 2432, 2482 & 2543 (Luetkemeyer) | 39. HCS for HB 2688 (Thompson Rehder) |
| 20. HCS for HBs 2322 & 1774 (Trent) | 40. HCS for HBs 1818 & 2345 |
| 21. HCS for HB 2015, with SCS (Hough) | 41. HCS for HBs 1948, 2066, 1721 & 2276,
with SCS (Brown (16)) |
| 22. HCS for HB 2002, with SCS (Hough) | 42. HCS for HB 2413 |
| 23. HCS for HB 2003, with SCS (Hough) | 43. HB 2170-Gregory, with SCS (Trent) |
| 24. HCS for HB 2004, with SCS (Hough) | 44. HCS for HB 2064 & HCS#2 for
HB 1886, with SCS (Luetkemeyer) |
| 25. HCS for HB 2005, with SCS (Hough) | 45. HCS for HJR 68 & 79 (Cierpiot) |
| 26. HCS for HB 2006, with SCS (Hough) | 46. HCS for HB 1564, with SCS (Gannon) |
| 27. HCS for HB 2007, with SCS (Hough) | 47. HB 2084-Banderman, with SCS (Brown (26)) |
| 28. HCS for HB 2008, with SCS (Hough) | 48. HCS for HB 2763 |
| | 49. HCS for HB 2153, with SCS (Bean) |
| | 50. HJR 132-Hausman (Fitzwater) |
| | 51. HCS for HB 2797, with SCS (Fitzwater) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|--|
| SB 734-Eigel, with SCS | SB 801-Fitzwater, with SCS |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) | SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) |
| SB 742-Arthur, with SS (pending) | SB 830-Rowden, with SS, SA 2 &
point of order (pending) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 845-Bernskoetter |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending) |
| SB 757-O'Laughlin, with SCS | SB 848-Hough |
| SB 772-Gannon | SB 850-Brown (16) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) | SB 903-Schroer |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | |

SB 936-Bernskoetter, with SCS &
SS for SCS (pending)
SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending)
SB 1036-Razer and Rizzo, with SCS
SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending)

SB 1199-Trent
SB 1207-Hoskins, with SS & SA 1 (pending)
SB 1375-Eslinger
SB 1391-Luetkemeyer, with SCS
SB 1392-Trent
SB 1422-Black, with SCS

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HB 1495-Griffith (Black)
HCS for HB 1511 (Brown (26))

HB 1909-Taylor (48) (Gannon)
HB 2057-Keathley (Thompson Rehder)

SENATE BILLS WITH HOUSE AMENDMENTS

SS#4 for SCS for SJRs 74, 48, 59, 61 &
83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

To be Referred

SR 983-Carter

✓

Journal of the Senate

SECOND REGULAR SESSION

SIXTIETH DAY - TUESDAY, MAY 7, 2024

The Senate met pursuant to adjournment.

Senator Bernskoetter in the Chair.

The Reverend Stephen George offered the following prayer:

"And we know that in all things God works for the good of those who love Him, who have been called according to His purpose."
(Romans 8:28 NIV)

Almighty God, as we begin this senate meeting, we acknowledge our dependence on Your wisdom and guidance. Grant us clarity of thought and unity of purpose as we seek to fulfill our duties and responsibilities. Bless our work and our efforts, and help us to trust that You are working on our behalf—for our good and the good of our state. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from KRCG-TV were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

RESOLUTIONS

Senator Thompson Rehder offered Senate Resolution No. 1000, regarding Andrew L. Seabaugh, Oak Ridge, which was adopted.

Senator Thompson Rehder offered Senate Resolution No. 1001, regarding Dr. Bethany Deal, Scott City, which was adopted.

REPORTS OF STANDING COMMITTEES

Senator Thompson Rehder, Chair of the Committee on Fiscal Oversight, submitted the following report:

Mr. President: Your Committee on Fiscal Oversight, to which was referred **HCS** for **HBs 2134** and **1956**, with **SCS**, begs leave to report that it has considered the same and recommends that the bill do pass.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
April 29, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Darryl Gray, 5083 Waterman Blvd., Saint Louis, Saint Louis County, Missouri 63108, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2027, and until his successor is duly appointed and qualified; vice, Todd Spencer, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 29, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Daniel Isom, 2931 St. Vincent Ave., Saint Louis, Saint Louis County, Missouri 63104, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, for a term ending November 10, 2026, and until his successor is duly appointed and qualified; vice, Fred Pestello, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 29, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Lyda Krewson, Democrat, 502 Lake Ave, Saint Louis, Saint Louis County, Missouri 63108, as a member of the University of Missouri Board of Curators, for a term ending January 1, 2027, and until her successor is duly appointed and qualified; vice, Julia Brncic, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
April 29, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Winston Calvert, 7044 Waterman Ave., University City, Saint Louis County, Missouri 63130, as a member of the Bi-State Development Agency of the Missouri-Illinois Metropolitan District, for a term ending November 11, 2024, and until his successor is duly appointed and qualified; vice, Rose Windmiller, term expired.

Respectfully submitted,
Michael L. Parson
Governor

President Pro Tem Rowden moved that the above appointments be returned to the Governor per his request, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 1750**, entitled:

An Act to repeal section 523.010, RSMo, and to enact in lieu thereof one new section relating to eminent domain for utility purposes.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2075**, entitled:

An Act to repeal sections 332.081, 332.211, 332.281, and 376.427, RSMo, and to enact in lieu thereof seventeen new sections relating to the dental professions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2650**, entitled:

An Act to repeal sections 23.295, 30.756, 160.575, 170.012, 173.095, 173.100, 173.105, 173.110, 173.115, 173.125, 173.130, 173.141, 173.150, 173.160, 173.170, 173.180, 173.186, 173.187, 173.236, 173.239, 173.262, 173.264, 173.265, 173.385, 173.475, 173.775, 173.778, 173.781, 173.784, 173.787, 173.790, 173.793, 173.796, 178.550, 178.585, 186.019, 288.040, 620.010, 620.484, 620.490, 620.511, 620.512, 620.513, 620.515, 620.552, 620.554, 620.556, 620.558, 620.560, 620.562, 620.564, 620.566, 620.568, 620.570, 620.572, 620.574, and 640.030, RSMo, and section 167.910 as enacted by house bill no. 1606, ninety-ninth general assembly, second regular session, and section 167.910 as enacted by house

bill no. 1415, ninety-ninth general assembly, second regular session, and to enact in lieu thereof seventeen new sections relating to higher education.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for HCR 30**.

HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE CONCURRENT RESOLUTION NO. 30

WHEREAS, Israel has been granted her lands under and through the oldest deed, as recorded in the Torah or Old Testament, a tome of scripture held sacred and revered by Jews and Christians alike; and

WHEREAS, Missouri recognizes the claim and presence of the Jewish people in Israel that has remained constant throughout the past four thousand years; and

WHEREAS, Missouri recognizes Israel's declared independence and self-governance that began on May 14, 1948, with the goal of reestablishing its legally recognized lands as a homeland for the Jewish people; and

WHEREAS, Missouri's son, U.S. President Harry S. Truman, was the first world leader to officially recognize Israel as a legitimate Jewish state on May 14, 1948, only eleven minutes after its creation; and

WHEREAS, Missouri agrees with and supports the U.S. presidential decision by Donald J. Trump on December 6, 2017, to recognize Jerusalem as the eternal capital of Israel; and

WHEREAS, the United States of America and the state of Missouri have enjoyed a close and mutually beneficial relationship with Israel and its people; and

WHEREAS, Israel is a great friend and ally of the United States of America in the Middle East; and

WHEREAS, beginning on October 7, 2023, Hamas attacked Israel, indiscriminately raping, torturing, and killing over 1,200 innocent persons, including Israelis, Americans, and other nationals, among whom were babies and Holocaust survivors, and taking 240 Israelis, Americans, and other civilians as hostages; and

WHEREAS, since October 7, 2023, Hamas terrorists and their allies have launched over 7,400 rockets into southern and central Israel, the sole goal of which was to kill Israeli civilians; and

WHEREAS, Missouri aims to express solidarity with the people of Israel in its fight against terrorism; and

WHEREAS, civilian casualties are a concern in any conflict, and holding those responsible for such casualties accountable is a shared value; and

WHEREAS, Missouri acknowledges Israel's sovereign right and duty to defend its citizens and therefore to prosecute the war until the threat posed by Hamas and other terrorist organizations is eradicated; and

WHEREAS, Israel has a long history of standing in strong support of the United States, its people, and its democratic values, in stark contrast to the extremist regimes that are providing financing and other support for the terrorist organizations that threaten Israel:

NOW THEREFORE BE IT RESOLVED, that the members of the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, the Senate concurring therein, hereby commend Israel for its cordial and mutually beneficial relationship with the United States of America and the state of Missouri since 1948 and believe that the relationship shall continue to strengthen and be valued in this state and in this country, in all its dimensions; and

BE IT FURTHER RESOLVED that Missouri supports Israel's right to exist and recognizes Jerusalem as the eternal capital of Israel; and

BE IT FURTHER RESOLVED that Missouri stands in unequivocal support of Israel in its efforts to defend its citizens and eliminate the threat posed by Hamas and other terrorist organizations, including Islamic Jihad; and

BE IT FURTHER RESOLVED that Missouri supports Israel's inalienable right to prosecute the war until the threat posed by Hamas and other terrorist organizations is eradicated, with the hope for a swift and just resolution to the conflict; and

BE IT FURTHER RESOLVED that Missouri unequivocally hold Hamas and other terrorist organizations accountable for all civilian casualties as Israel seeks to eradicate Hamas and the threat it poses to innocent lives; and

BE IT FURTHER RESOLVED that Missouri calls on the United States government to continue to stand with the people of Israel in their time of need, support the victims of the recent terrorist attack against the State of Israel, and work towards the total eradication of the threat posed by Hamas; and

BE IT FURTHER RESOLVED that the Chief Clerk of the Missouri House of Representatives be instructed to prepare a properly inscribed copy of this resolution for Consul General Maor Elbaz-Starinsky, Miami, Florida, members of the Missouri Congressional delegation, and the President of the United States, Joseph R. Biden, Jr.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

REFERRALS

President Pro Tem Rowden referred **HCS for HB 1775**, with **SCS**, **HB 2170**, with **SCS**, **HCS for HB 2064** and **HCS No. 2 for HB 1886**, with **SCS**, **HCS for HJR 68** and **79**, **HCS for HB 1564**, with **SCS**, **HCS for HB 2153**, with **SCS**, **HJR 132**, and **HCS for HB 2797**, with **SCS**, to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **SR 983** to the Committee on Rules, Joint Rules, Resolutions and Ethics.

HOUSE BILLS ON THIRD READING

At the request of Senator Trent, **HB 2062** was placed on the Informal Calendar.

At the request of Senator Luetkemeyer, **HCS for HB 1659**, with **SCS**, was placed on the Informal Calendar.

HB 2111, introduced by Representative Christofanelli, entitled:

An Act to repeal sections 29.005, 29.235, 374.250, and 610.021, RSMo, and to enact in lieu thereof five new sections relating to powers of the state auditor.

Was taken up by Senator Fitzwater.

Senator Arthur offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend House Bill No. 2111, Page 3, Section 29.225, Line 9, by inserting after all of said line the following:

“3. The provisions of this section shall expire on January 1, 2029.”.

Senator Arthur moved that the above amendment be adopted, which motion failed on a standing division vote.

On motion of Senator Fitzwater, **HB 2111** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

NAYS—Senators—None

Absent—Senator Brown (16th Dist.)—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Fitzwater, title to the bill was agreed to.

Senator Fitzwater moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HBs 2134 and 1956, with SCS, entitled:

An Act to repeal sections 644.016, 644.041, 644.051, and 644.145, RSMo, and to enact in lieu thereof four new sections relating to the Missouri clean water law, with an emergency clause.

Was taken up by Senator Carter.

SCS for HCS for HBs 2134 and 1956, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 2134 and 1956

An Act to repeal sections 644.016, 644.041, 644.051, and 644.145, RSMo, and to enact in lieu thereof five new sections relating to water pollution and exportation, with an emergency clause.

Was taken up.

Senator Carter moved that **SCS for HBs 2134 and 1956** be adopted.

Senator Carter offered **SS for SCS for HCS for HBs 2134 and 1956**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILLS NOS. 2134 and 1956

An Act to repeal sections 644.016, 644.041, 644.051, and 644.145, RSMo, and to enact in lieu thereof four new sections relating to water pollution, with an emergency clause.

Senator Carter moved that **SS** for **SCS** for **HCS** for **HBs 2134** and **1956** be adopted.

Senator Thompson Rehder assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2134 and 1956, Page 1, In the Title, Line 4, by striking “pollution” and inserting in lieu thereof the following: “systems”; and

Further amend said bill and page, section A, line 4, by inserting after all of said line the following:

“68.080. 1. There is hereby established in the state treasury the “Waterways and Ports Trust Fund”. The fund shall consist of revenues appropriated to it by the general assembly.

2. The fund may also receive any gifts, contributions, grants, or bequests received from federal, private, or other sources.

3. The fund shall be a revolving trust fund exempt from the provisions of section 33.080 relating to the transfer of unexpended balances by the state treasurer to the general revenue fund of the state. All interest earned upon the balance in the fund shall be deposited to the credit of the fund.

4. Moneys in the fund shall be withdrawn only **at the request of a Missouri port authority for statutorily permitted port purposes and** upon appropriation by the general assembly, to be administered by the state highways and transportation commission and the department of transportation, in consultation with Missouri public ports, for the purposes in subsection 2 of section 68.035 and for no other purpose. To be eligible to receive an appropriation from the fund, a project shall be:

(1) A capital improvement project implementing physical improvements designed to improve commerce or terminal and transportation facilities on or adjacent to the navigable rivers of this state;

(2) Located on land owned or held in long-term lease by a Missouri port authority, **or on land owned by a city not within a county and managed by a Missouri port authority**, or within a navigable river adjacent to such land, and within the boundaries of a port authority;

(3) Funded by alternate sources so that moneys from the fund comprise no more than eighty percent of the cost of the project;

(4) Selected and approved by the highways and transportation commission, in consultation with Missouri public ports, to support a statewide plan for waterborne commerce, in accordance with subdivision (1) of section 68.065; and

(5) Capable of completion within two years of approval by the highways and transportation commission.

5. Appropriations made from the fund established in this section may be used as a local share in applying for other grant programs.

6. The provisions of this section shall terminate on August 28, 2033, pending the discharge of all warrants. On December 31, 2033, the fund shall be dissolved and the unencumbered balance shall be transferred to the general revenue fund.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion failed.

Senator Black offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2134 and 1956, Page 12, Section 644.051, Line 145, by striking “monthly” and inserting in lieu thereof the following: “**annual**”.

Senator Black moved that the above amendment be adopted, which motion prevailed.

Senator Schroer offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2134 and 1956, Page 1, In the Title, Line 4, by striking “water pollution” and inserting in lieu thereof the following: “the duties of the department of natural resources”; and

Further amend said bill and page, section A, line 4, by inserting after all of said line the following:

“135.2550. 1. This section shall be known and may be cited as the “Missouri Nuclear Remediation Act”.

2. As used in this section, the following terms shall mean:

(1) “Department”, the Missouri department of natural resources;

(2) “EPA designated superfund site”, a site designated by the Environmental Protection Agency (EPA) as a location contaminated by hazardous waste and identified as a candidate for cleanup because it poses a risk to human health or the environment, specifically those sites where nuclear or radioactive waste was stored or buried;

(3) “Qualified activities”, includes:

(a) Soil remediation activities aimed at removing residues from uranium ore, thorium ore, or radium;

(b) The construction of water treatment installations, including but not limited to reverse osmosis water treatment systems, designed to improve water quality and remove contaminants;

(c) Water testing for the presence and concentration of contaminants such as cesium-137, uranium, radium, or thorium;

(d) Soil testing for the presence and concentration of contaminants such as cesium-137, uranium, radium, or thorium;

(4) “Qualified taxpayer”, an individual or business entity residing within a twenty-five mile radius of an EPA designated superfund site where nuclear or radioactive waste was stored or buried;

(5) “Soil remediation”, the process of removing or neutralizing contaminants from soil, including residues from uranium ore, thorium ore, or radium;

(6) “Soil testing”, the analysis of soil samples to detect the presence and concentration of contaminants, including but not limited to cesium-137, uranium, radium, or thorium;

(7) “Water testing”, the analysis of water samples to detect the presence and concentration of contaminants, including but not limited to cesium-137, uranium, radium, or thorium;

(8) “Water treatment”, processes that improve the quality of water for its designated end-use, including reverse osmosis water treatment systems.

3. (1) For all tax years beginning on or after January 1, 2025, a qualified taxpayer shall be eligible to claim a tax credit in the amount of fifty percent of the costs incurred for performing qualified activities.

(2) Tax credits authorized by this section shall not be transferred, sold, or assigned.

(3) Tax credits authorized by this section shall not be refundable, but may be carried forward for five subsequent tax years or until the full credit is redeemed, whichever occurs first.

4. The total amount of tax credits authorized pursuant to this section shall not exceed five million dollars per fiscal year.

5. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

6. Pursuant to section 23.253 of the Missouri Sunset Act:

(1) The program authorized pursuant to this section shall automatically sunset on December 31, 2031, unless reauthorized by an act of the general assembly; and

(2) If such program is reauthorized, the program authorized pursuant to this section shall automatically sunset twelve years after the effective date of the reauthorization; and

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized pursuant to this section is sunset.

(4) The provisions of this subsection shall not be construed to limit or in any way impair the department of revenue's ability to redeem tax credits authorized on or before the date the program authorized pursuant to this section expires, or a taxpayer's ability to redeem such tax credits.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Brattin, Eigel, Hoskins, and Koenig.

Senator Moon raised the point of order that **SA 3** violates Senate Rules 54 and 57.

The point of order was referred to the President Pro Tem, who ruled it well taken.

Senator Brattin offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bills Nos. 2134 and 1956, Page 1, In the Title, Line 4, by striking “pollution” and inserting in lieu thereof the following: “systems”; and

Further amend said bill, page 27, section 644.145, line 162, by inserting after all of said line the following:

“Section 1. If a water supply district, subject to the provisions of chapter 247, has been supplying water to an area outside of its service area for more than twenty five years, the water supply district shall not discontinue service to such area.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

Senator Moon raised the point of order that **SA 4** violates Senate Rules 54 and 57 and goes beyond the scope of the underlying bill.

The point of order was referred to the President Pro Tem.

At the Request of Senator Brattin, **SA 4** was withdrawn, rendering the point of order moot.

Senator Carter moved that **SS** for **SCS** for **HCS** for **HBs 2134** and **1956**, as amended, be adopted, which motion prevailed.

On motion of Senator Carter, SS for SCS for HCS for **HBs 2134** and **1956**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington—30					

NAYS—Senator Schroer—1

Absent—Senators

Eslinger Williams—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

The emergency clause was adopted by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Gannon	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder	Trent
Washington—29						

NAYS—Senator Schroer—1

Absent—Senators

Eslinger Hoskins Williams—3

Absent with leave—Senators—None

Vacancies—1

On motion of Senator Carter, title to the bill was agreed to.

Senator Carter moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HB 1909, introduced by Representative Taylor, entitled:

An Act to repeal section 115.615, RSMo, and to enact in lieu thereof one new section relating to county committee meetings.

Was called from the Informal Calendar and taken up by Senator Gannon.

On motion of Senator Gannon, **HB 1909** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Coleman	Crawford	Eigel	Fitzwater	Gannon

Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder	Trent
Washington—29						

NAYS—Senator Schroer—1

Absent—Senators
Cierpiot Eslinger Williams—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Gannon, title to the bill was agreed to.

Senator Gannon moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HB 2057, introduced by Representative Keathley, entitled:

An Act to repeal section 67.2677, RSMo, and to enact in lieu thereof one new section relating to municipal franchise fees for video service providers.

Was called from the Informal Calendar and taken up by Senator Thompson Rehder.

Senator Thompson Rehder offered **SS** for **HB 2057**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2057

An Act to repeal sections 67.2677, 67.5122, 71.340, 137.010, 137.080, 137.115, 137.122, 143.121, 226.220, and 393.1506, RSMo, and to enact in lieu thereof twelve new sections relating to utility infrastructure.

Senator Moon raised a point of order that **SS** for **HB 2057** violates Senate Rules 54 and 57.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Crawford assumed the Chair.

At the request of Senator Thompson Rehder, **SS** for **HB 2057** was withdrawn.

Senator Bean assumed the Chair.

On motion of Senator Thompson Rehder, **HB 2057** was read the 3rd time and passed by the following vote:

YEAS—Senators						
Arthur	Bean	Beck	Black	Brattin	Brown (26th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	Moon	Mosley

O'Laughlin Rizzo Roberts Rowden Schroer Thompson Rehder Trent
Washington—29

NAYS—Senators
Bernskoetter McCreery—2

Absent—Senators
Brown (16th Dist.) Williams—2

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Thompson Rehder, title to the bill was agreed to.

Senator Thompson Rehder moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 1659, with SCS, entitled:

An Act to repeal sections 211.071, 217.345, 217.690, 547.031, 558.016, 558.019, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.653, and 600.042, RSMo, and to enact in lieu thereof twenty-two new sections relating to public safety, with penalty provisions and an emergency clause for certain sections.

Was called from the Informal Calendar and taken up by Senator Luetkemeyer.

SCS for HCS for HB 1659, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1659

An Act to repeal sections 43.546, 210.482, 210.487, 211.031, 211.071, 217.345, 217.690, 491.641, 547.031, 556.021, 558.016, 558.019, 568.045, 571.015, 571.070, 575.010, 575.353, 578.007, 578.022, 579.065, 579.068, 590.033, 590.192, 590.653, 600.042, and 610.140, RSMo, and to enact in lieu thereof seventy-six new sections relating to public safety, with penalty provisions, an emergency clause for certain sections, and a delayed effective date for a certain section.

Was taken up.

Senator Luetkemeyer moved that **SCS for HCS for HB 1659** be adopted.

Senator Luetkemeyer offered **SS for SCS for HCS for HB 1659**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 1659

An Act to repeal sections 43.080, 190.053, 190.101, 190.109, 190.142, 197.135, 210.1505, 211.031, 211.033, 211.071, 211.072, 211.326, 217.345, 217.690, 219.021, 221.044, 221.105, 221.400, 221.402, 221.405, 221.407, 221.410, 287.243, 292.606, 307.175, 324.035, 332.081, 337.618, 386.572, 455.010, 455.035, 455.513, 478.001, 490.692, 491.075, 491.641, 492.304, 547.031, 556.021, 556.061, 558.016, 558.019, 559.125, 565.240, 566.151, 567.030, 568.045, 571.015, 571.070, 575.010, 575.150, 575.205, 575.353, 578.007, 578.022, 579.065, 579.068, 589.401, 589.414, 590.033, 590.050, 590.192, 590.653, 595.045, 600.042, and 610.140, RSMo, and section 56.265 as enacted by senate bill no. 672, ninety-seventh general assembly, second regular session, section 56.265 as enacted by senate bill no. 275, ninetieth general assembly, first regular session, section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, and to enact in lieu thereof one hundred twenty-six new sections relating to public safety, with penalty provisions, an emergency clause for certain sections, and a delayed effective date for a certain section.

Senator Luetkemeyer moved that **SS** for **SCS** for **HCS** for **HB 1659** be adopted.

Senator Crawford offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 142, Section 492.304, Line 58, by inserting after all of said line the following:

“509.520. 1. Notwithstanding any provision of law to the contrary, beginning August 28, 2023, pleadings, attachments, exhibits filed with the court in any case, as well as any judgments or orders issued by the court, or other records of the court shall not include the following confidential and personal identifying information:

- (1) The full Social Security number of any party or any child;
- (2) The full credit card number, financial institution account number, personal identification number, or password used to secure an account of any party;
- (3) The full motor vehicle operator license number;
- (4) [Victim] Information[, including the name, address, and other contact information of the] **concerning a victim or witness in a criminal case that is confidential as otherwise provided by statute or as prescribed in the Missouri supreme court rules of criminal procedure or operating rules;**
- (5) [Witness information, including the name, address, and other contact information of the witness ;]
- [(6)] Any other full state identification number;
- [(7)] **(6)** The name, address, and date of birth of a minor and, if applicable, any next friend; [or]

[(8)] (7) The full date of birth of any party; however, the year of birth shall be made available, except for a minor; **or**

(8) Any other information redacted for good cause by order of the court.

2. The information provided under subsection 1 of this section shall be provided in a confidential information filing sheet contemporaneously filed with the court or entered by the court, which shall not be subject to public inspection or availability.

3. Nothing in this section shall preclude an entity including, but not limited to, a financial institution, insurer, insurance support organization, or consumer reporting agency that is otherwise permitted by law to access state court records from using a person's unique identifying information to match such information contained in a court record to validate that person's record.

4. The Missouri supreme court shall promulgate rules to administer this section.

5. Contemporaneously with the filing of every petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the filing party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the petitioner or movant, if a person;

(2) If known to the petitioner or movant, the name and address of the current employer and the Social Security number of the respondent; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

6. Contemporaneously with the filing of every responsive pleading petition for dissolution of marriage, legal separation, motion for modification, action to establish paternity, and petition or motion for support or custody of a minor child, the responding party shall file a confidential case filing sheet with the court which shall not be subject to public inspection and which provides:

(1) The name and address of the current employer and the Social Security number of the responding party, if a person;

(2) If known to the responding party, the name and address of the current employer and the Social Security number of the petitioner or movant; and

(3) The names, dates of birth, and Social Security numbers of any children subject to the action.

7. The full Social Security number of any party or child subject to an order of custody or support shall be retained by the court on the confidential case filing sheet or other confidential record maintained in conjunction with the administration of the case. The full credit card number or other financial account number of any party may be retained by the court on a confidential record if it is necessary to maintain the number in conjunction with the administration of the case.

8. Any document described in subsection 1 of this section shall, in lieu of the full number, include only the last four digits of any such number.

9. Except as provided in section 452.430, the clerk shall not be required to redact any document described in subsection 1 of this section issued or filed before August 28, 2009, prior to releasing the document to the public.

10. For good cause shown, the court may release information contained on the confidential case filing sheet; except that, any state agency acting under authority of chapter 454 shall have access to information contained herein without court order in carrying out their official duty.”; and

Further amend the title and enacting clause accordingly.

Senator Crawford moved that the above amendment be adopted, which motion prevailed.

Senator May offered SA 2:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 176, Section 558.019, Line 186, by inserting after all of said line the following:

“558.041. 1. Any offender committed to the department of corrections, except those persons committed pursuant to subsection 7 of section 558.016, or subsection 3 of section 566.125, [may] **or any offender convicted of a dangerous felony as defined in section 556.061, shall** receive additional credit in terms of days spent in confinement upon [recommendation for such credit by the offender's institutional superintendent] **calculation of such credit** when the offender meets the requirements for such credit as provided in subsections 3 and 4 of this section. Good time credit may be rescinded by the director or his or her designee pursuant to the divisional policy issued pursuant to subsection 3 of this section.

2. Any credit extended to an offender shall only apply to the sentence which the offender is currently serving.

3. (1) The director of the department of corrections shall issue a policy for awarding credit.

(2) The policy [may] **shall** reward an [inmate] **offender** who has served his or her sentence in an orderly and peaceable manner and has taken advantage of the rehabilitation programs available to him or her.

(3) Any **major conduct** violation of institutional rules [or], **violation of** the laws of this state [may], **parole revocation, or the accumulation of minor conduct violations exceeding six within a calendar year shall** result in the loss of all [or a portion of any] **prior** credit earned by the [inmate] **offender** pursuant to this section.

[4. The department shall cause the policy to be published in the code of state regulations.]

[5. No rule or portion of a rule promulgated under the authority of this chapter shall become effective unless it has been promulgated pursuant to the provisions of section 536.024.]

(4) **The policy shall specify the programs or activities for which credit shall be earned under this section; the criteria for determining productive participation in, or completion of, the programs or activities; and the criteria for awarding credit.**

(5) The department shall award credit between five and three hundred sixty days, as determined by the department based on the length of the program, to any qualifying offender who successfully:

(a) Receives a high school diploma or equivalent, college diploma, or a vocational training certificate as provided under the department's policy;

(b) Completes an alcohol or drug abuse treatment program as provided under the department's policy, except that alcohol and drug abuse treatment programs ordered by the court or parole board shall not qualify;

(c) Completes one thousand hours of restorative justice; or

(d) Completes other programs as provided under the department's policy.

(6) An offender may earn a maximum of ninety days of credit in any twelve month period.

(7) Offenders sentenced under subsections 2 and 3 of section 558.019 shall be eligible for good time credit. Any good time credit earned shall be subtracted from the offender's entire sentence of imprisonment.

(8) Nothing in this section shall be construed to require that the offender be released as a result of good time credit. The parole board in its discretion shall determine the date of release.

4. Eligible offenders may petition the department to receive credit for programs or activities completed prior to August 28, 2024, as specified below:

(1) Eligible offenders can submit a petition from January 1, 2025, to December 31, 2025; and

(2) Offenders shall have completed the qualifying program or activity between January 1, 2010, and August 28, 2024.

5. No offender committed to the department who is sentenced to death or sentenced to life without probation or parole shall be eligible for good time credit under this section.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator May offered SA 3:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 27, Section 197.135, Line 82, by inserting after all of said line the following:

“210.1012. 1. There is hereby created a statewide program called the “Amber Alert System” referred to in this section as the “system” to aid in the identification and location of an abducted child.

2. For the purposes of this section, “abducted child” means a child whose whereabouts are unknown and who is:

(1) Less than eighteen years of age and reasonably believed to be the victim of the crime of kidnapping or kidnapping in the first degree as defined by section 565.110 as determined by local law enforcement;

(2) Reasonably believed to be the victim of the crime of child kidnapping as defined by section 565.115 as determined by local law enforcement; or

(3) Less than eighteen years of age and at least fourteen years of age and who, if under the age of fourteen, would otherwise be reasonably believed to be a victim of child kidnapping as defined by section 565.115 as determined by local law enforcement.

3. The department of public safety shall develop regions to provide the system. The department of public safety shall coordinate local law enforcement agencies and public commercial television and radio broadcasters to provide an effective system. In the event that a local law enforcement agency opts not to set up a system and an abduction occurs within the jurisdiction, it shall notify the department of public safety who will notify local media in the region.

4. The Amber alert system shall include all state agencies capable of providing urgent and timely information to the public together with broadcasters and other private entities that volunteer to participate in the dissemination of urgent public information. At a minimum, the Amber alert system shall include the department of public safety, highway patrol, department of transportation, department of health and senior services, and Missouri lottery.

5. The department of public safety shall have the authority to notify other regions upon verification that the criteria established by the oversight committee has been met.

6. Participation in an Amber alert system is entirely at the option of local law enforcement agencies and federally licensed radio and television broadcasters.

7. Any person who knowingly makes a false report that triggers an alert pursuant to this section is guilty of a class A misdemeanor.

8. It shall be unlawful to discriminate against any person because of race, color, religion, national origin, ancestry, sex, disability, or familial status when the department coordinates with local law enforcement agencies and public commercial television and radio broadcasters to provide an effective system.”; and

Further amend the title and enacting clause accordingly.

Senator May moved that the above amendment be adopted, which motion prevailed.

Senator Coleman offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 27, Section 197.135, Line 82, by inserting after all of said line the following:

“198.022. 1. Upon receipt of an application for a license to operate a facility, the department shall review the application, investigate the applicant and the statements sworn to in the application for license and conduct any necessary inspections. A license shall be issued if the following requirements are met:

(1) The statements in the application are true and correct;

(2) The facility and the operator are in substantial compliance with the provisions of sections 198.003 to 198.096 and the standards established thereunder;

(3) The applicant has the financial capacity to operate the facility;

(4) The administrator of an assisted living facility, a skilled nursing facility, or an intermediate care facility is currently licensed under the provisions of chapter 344;

(5) Neither the operator nor any principals in the operation of the facility have ever been convicted of a felony offense concerning the operation of a long-term health care facility or other health care facility or ever knowingly acted or knowingly failed to perform any duty which materially and adversely affected the health, safety, welfare or property of a resident, while acting in a management capacity. The operator of the facility or any principal in the operation of the facility shall not be under exclusion from participation in the Title XVIII (Medicare) or Title XIX (Medicaid) program of any state or territory;

(6) Neither the operator nor any principals involved in the operation of the facility have ever been convicted of a felony in any state or federal court arising out of conduct involving either management of a long-term care facility or the provision or receipt of health care;

(7) All fees due to the state have been paid.

2. Upon denial of any application for a license, the department shall so notify the applicant in writing, setting forth therein the reasons and grounds for denial.

3. The department may inspect any facility and any records and may make copies of records, at the facility, at the department's own expense, required to be maintained by sections 198.003 to 198.096 or by the rules and regulations promulgated thereunder at any time if a license has been issued to or an application for a license has been filed by the operator of such facility. Copies of any records requested by the department shall be prepared by the staff of such facility within two business days or as determined by the department. The department shall not remove or disassemble any medical record during any inspection of the facility, but may observe the photocopying or may make its own copies if the facility does not have the technology to make the copies. In accordance with the provisions of section 198.525, the department shall make at least one inspection per year, which shall be unannounced to the operator. The department may make such other inspections, announced or unannounced, as it deems necessary to carry out the provisions of sections 198.003 to 198.136.

4. Whenever the department has reasonable grounds to believe that a facility required to be licensed under sections 198.003 to 198.096 is operating without a license, and the department is not permitted access to inspect the facility, or when a licensed operator refuses to permit access to the department to inspect the facility, the department shall apply to the circuit court of the county in which the premises is located for an order authorizing entry for such inspection, and the court shall issue the order if it finds reasonable grounds for inspection or if it finds that a licensed operator has refused to permit the department access to inspect the facility.

5. Whenever the department is inspecting a facility in response to an application from an operator located outside of Missouri not previously licensed by the department, the department may request from the applicant the past five years compliance history of all facilities owned by the applicant located outside of this state.

6. If a licensee of a residential care facility or assisted living facility is accredited by a recognized accrediting entity, then the licensee may submit to the department documentation of the licensee's current accreditation status. If a licensee submits to the department documentation from a recognized accrediting entity that the licensee is in good standing, then the department shall not conduct an annual onsite inspection of the licensee. Nothing in this subsection shall preclude the department from conducting inspections for violations of standards or requirements contained within this chapter or any other applicable law or regulation. As used in this subsection, the term "recognized accrediting entity" shall mean the Joint Commission or another nationally-recognized accrediting entity approved by the department that has specific residential care facility or assisted living facility program standards equivalent to the standards established by the department under this chapter.

210.109. 1. The children's division shall establish a child protection system for the entire state.

2. The child protection system shall promote the safety of children and the integrity and preservation of their families by conducting investigations or family assessments and providing services in response to reports of child abuse or neglect. The system shall coordinate community resources and provide assistance or services to children and families identified to be at risk, and to prevent and remedy child abuse and neglect.

3. In addition to any duties specified in section 210.145, in implementing the child protection system, the division shall:

(1) Maintain a central registry;

(2) Receive reports and establish and maintain an information system operating at all times, capable of receiving and maintaining reports;

(3) Attempt to obtain the name and address of any person making a report in all cases, after obtaining relevant information regarding the alleged abuse or neglect, although reports may be made anonymously; except that, reports by mandatory reporters under section 210.115, including employees of the children's division, juvenile officers, and school personnel shall not be made anonymously, provided that the reporter shall be informed, at the time of the report, that the reporter's name and any other personally identifiable information shall be held as confidential and shall not be made public as provided under this section and section 211.319;

(4) Upon receipt of a report, check with the information system to determine whether previous reports have been made regarding actual or suspected abuse or neglect of the subject child, of any siblings, and the perpetrator, and relevant dispositional information regarding such previous reports;

(5) Provide protective or preventive services to the family and child and to others in the home to prevent abuse or neglect, to safeguard their health and welfare, and to help preserve and stabilize the family whenever possible. The juvenile court shall cooperate with the division in providing such services;

(6) Collaborate with the community to identify comprehensive local services and assure access to those services for children and families where there is risk of abuse or neglect;

(7) Maintain a record which contains the facts ascertained which support the determination as well as the facts that do not support the determination;

(8) Whenever available and appropriate, contract for the provision of children's services through children's services providers and agencies in the community; except that the state shall be the sole provider of child abuse and neglect hotline services, the initial child abuse and neglect investigation, and the initial family assessment. **To assist in its child abuse and neglect investigation, the division may contract for services designed to ascertain child safety and provide preventative services; provided that a contractor providing child safety services for a child shall not also be a placement provider for that child.** The division shall attempt to seek input from child welfare service providers in completing the initial family assessment. In all legal proceedings involving children in the custody of the division, the division shall be represented in court by either division personnel or persons with whom the division contracts with for such legal representation. All children's services providers and agencies shall be subject to criminal background checks pursuant to chapter 43 and shall submit names of all employees to the family care safety registry; and

(9) Upon receipt of a report, attempt to ascertain whether the suspected perpetrator or any person responsible for the care, custody, and control of the subject child is a member of any branch of the military, as defined under section 40.005, or is a member of the Armed Forces, as defined in section 41.030.

As used in this subsection, "report" includes any telephone call made pursuant to section 210.145.

210.112. 1. It is the policy of this state and its agencies to implement a foster care and child protection and welfare system focused on providing the highest quality of services and outcomes for children and their families. The department of social services shall implement such system subject to the following principles:

- (1) The safety and welfare of children is paramount;
- (2) All providers of direct services to children and their families will be evaluated in a uniform, transparent, objective, and consistent basis based on an evaluation tool established in this section;
- (3) Services to children and their families shall be provided in a timely manner to maximize the opportunity for successful outcomes, and such services shall be tracked and routinely evaluated through a quality assurance program;
- (4) Any provider of direct services to children and families shall have the appropriate and relevant training, education, and expertise to provide the highest quality of services possible which shall be consistent with federal and state standards;
- (5) Resources and efforts shall be committed to pursue the best possible opportunity for a successful outcome for each child. Successful outcomes may include preparing youth for a productive and successful life as an adult outside the foster care system, such as independent living. For those providers that work with children requiring intensive twenty-four-hour treatment services, successful outcomes shall be based on the least restrictive alternative possible based on the child's needs as well as the quality of care received; and
- (6) All service providers shall prioritize methods of reducing or eliminating a child's need for residential treatment through community-based services and supports.

2. (1) In conjunction with the response and evaluation team established under subsection 3 of this section, as well as other individuals the division deems appropriate, the division shall establish an evaluation tool that complies with state and federal guidelines.

(2) The evaluation tool shall include metrics supporting best practices for case management and service provision including, but not limited to, the frequency of face-to-face visits with the child.

(3) There shall be a mechanism whereby providers may propose different evaluation metrics on a case-by-case basis if such case may have circumstances far beyond those that would be expected. Such cases shall be evaluated by the response and evaluation team under subsection 3 of this section.

(4) Data regarding all evaluation metrics shall be collected by the division on a monthly basis, and the division shall issue a quarterly report regarding the evaluation data for each provider, both public and private, by county. The response and evaluation team shall determine how to aggregate cases for the division and large contractors so that performance and outcomes may be compared effectively while also protecting confidentiality. Such reports shall be made public and shall include information by county.

(5) The standards and metrics developed through this evaluation tool shall be used to evaluate competitive bids for future contracts established under subsection 4 of this section.

3. The division shall create a response and evaluation team. Membership of the team shall be composed of five staff members from the division with experience in foster care appointed by the director of the division; five representatives, one from each contract region for foster care case management contracts under this section, who shall be annually rotated among contractors in each region, which shall appoint the agency; two experts working in either research or higher education on issues relating to child welfare and foster care appointed by the director of the division and who shall be actively working for either an academic institution or policy foundation; one juvenile officer or a Missouri juvenile justice director to be appointed by the Missouri Juvenile Justice Association; and one juvenile or family court judge appointed by the supreme court. The division shall provide the necessary staffing for the team's operations. All members shall be appointed and the team shall meet for the first time before January 1, 2021. The team shall:

(1) Review the evaluation tool and metrics set forth in subsection 2 of this section on a semiannual basis to determine any adjustments needed or issues that could affect the quality of such tools and approve or deny on a case-by-case basis:

(a) Cases that a provider feels are anomalous and should not be part of developing the case management tool under subsection 2 of this section;

(b) Alternative evaluation metrics recommended by providers based on the best interests of the child under subsections 2 and 5 of this section; or

(c) Review and recommend any structure for incentives or other reimbursement strategies under subsection 6 of this section;

(2) Develop and execute periodic provider evaluations of cases managed by the division and children service providers contracted with the state to provide foster care case management services, in the field under the evaluation tool created under subsection 2 of this section to ensure basic requirements of the

program are met, which shall include, but are not limited to, random file review to ensure documentation shows required visits and case management plan notes; and

(3) Develop a system for reviewing and working with providers identified under subdivision (2) of this subsection or providers who request such assistance from the division who show signs of performance weakness to ensure technical assistance and other services are offered to assist the providers in achieving successful outcomes for their cases.

4. The children's division and any other state agency deemed necessary by the division shall, in consultation with service providers and other relevant parties, enter into and implement contracts with qualified children's services providers and agencies to provide a comprehensive and deliberate system of service delivery for children and their families. Contracts shall be awarded through a competitive process and provided by qualified public and private not-for-profit or limited liability corporations owned exclusively by not-for-profit corporations children's services providers and agencies which have:

(1) A proven record of providing child welfare services within the state of Missouri which shall be consistent with the federal standards, but not less than the standards and policies used by the children's division as of January 1, 2004; and

(2) The ability to provide a range of child welfare services including, but not limited to, case management services, family-centered services, foster and adoptive parent recruitment and retention, residential care, in-home services, foster care services, adoption services, relative care case management, planned permanent living services, and family reunification services.

No contracts under this section shall be issued for services related to the child abuse and neglect hotline, investigations of alleged abuse and neglect, and initial family assessments, **except for services designed to assist the division in ascertaining child safety and providing preventative services**. Any contracts entered into by the division shall be in accordance with all federal laws and regulations, and shall seek to maximize federal funding. Children's services providers and agencies under contract with the division shall be subject to all federal, state, and local laws and regulations relating to the provision of such services, and shall be subject to oversight and inspection by appropriate state agencies to assure compliance with standards which shall be consistent with the federal standards.

5. The division shall accept as prima facie evidence of completion of the requirements for licensure under sections 210.481 to 210.511 proof that an agency is accredited by any of the following nationally recognized bodies: the Council on Accreditation of Services, Children and Families, Inc.; the Joint Commission on Accreditation of Hospitals; or the Commission on Accreditation of Rehabilitation Facilities.

6. Payment to the children's services providers and agencies shall be made based on the reasonable costs of services, including responsibilities necessary to execute the contract. Any reimbursement increases made through enhanced appropriations for services shall be allocated to providers regardless of whether the provider is public or private. Such increases shall be considered additive to the existing contracts. In addition to payments reflecting the cost of services, contracts shall include incentives provided in recognition of performance based on the evaluation tool created under subsection 2 of this section and the corresponding savings for the state. The response and evaluation team under subsection 3 of this section shall review a formula to distribute such payments, as recommended by the division.

7. The division shall consider immediate actions that are in the best interests of the children served including, but not limited to, placing the agency on a corrective plan, halting new referrals, transferring cases to other performing providers, or terminating the provider's contract. The division shall take steps necessary to evaluate the nature of the issue and act accordingly in the most timely fashion possible.

8. By July 1, 2021, the children's division shall promulgate and have in effect rules to implement the provisions of this section and, pursuant to this section, shall define implementation plans and dates. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

9. A provision in a service provider contract in which the state is indemnified, held harmless, or insured for damages, claims, losses, or expenses arising from any injury, including, but not limited to, bodily injury, mental anguish, property damage, or economic or noneconomic damages or loss caused by or resulting from the state's negligence, in whole or in part, shall be void as against public policy and unenforceable. As used in this subsection, "service provider contract" means a contract, agreement, or understanding between a provider of services and the division regarding the provision of services.

210.135. 1. Any person, official, **employee of the department of social services**, or institution complying with the provisions of sections [210.110] **210.109** to 210.165 in the making of a report, the taking of color photographs, or the making of radiologic examinations pursuant to sections [210.110] **210.109** to 210.165, or both such taking of color photographs and making of radiologic examinations, or the removal or retaining a child pursuant to sections [210.110] **210.109** to 210.165 **and chapter 211**, or in cooperating with the division, **or cooperating with a qualified individual pursuant to section 210.715**, or any other law enforcement agency, juvenile office, court, **state agency**, or child-protective service agency of this or any other state, in any of the activities pursuant to sections [210.110] **210.109** to 210.165 **and chapter 211**, or any other allegation of child abuse, neglect or assault, pursuant to sections 568.045 to 568.060, shall have immunity from any liability, civil or criminal, that otherwise might result by reason of such actions. Provided, however, any person, official or institution intentionally filing a false report, acting in bad faith, or with ill intent, shall not have immunity from any liability, civil or criminal. Any such person, official, or institution shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.

2. An employee, including a contracted employee, of a state-funded child assessment center, as provided for in subsection 2 of section 210.001, shall be immune from any civil liability that arises from the employee's participation in the investigation process and services by the child assessment center, unless such person acted in bad faith. This subsection shall not displace or limit any other immunity provided by law.

3. Any person, who is not a school district employee, who makes a report to any employee of the school district of child abuse by a school employee shall have immunity from any liability, civil or

criminal, that otherwise might result because of such report. Provided, however, that any such person who makes a false report, knowing that the report is false, or who acts in bad faith or with ill intent in making such report shall not have immunity from any liability, civil or criminal. Any such person shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.

4. In a case involving the death or serious injury of a child after a report has been made under sections 210.109 to 210.165, the division shall conduct a preliminary evaluation in order to determine whether a review of the ability of the circuit manager or case worker or workers to perform their duties competently is necessary. The preliminary evaluation shall examine:

- (1) The hotline worker or workers who took any reports related to such case;
- (2) The division case worker or workers assigned to the investigation of such report; and
- (3) The circuit manager assigned to the county where the report was investigated.

Any preliminary evaluation shall be completed no later than three days after the child's death. If the division determines a review and assessment is necessary, it shall be completed no later than three days after the child's death.”; and

Further amend the title and enacting clause accordingly.

Senator Coleman moved that the above amendment be adopted, which motion prevailed.

Senator Black offered **SA 5**:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 9, Section 56.265, Line 57, by inserting after all of said line the following:

“168.133. 1. As used in this section, “screened volunteer” shall mean any person who assists a school by providing uncompensated service and who may periodically be left alone with students. The school district **or charter school** shall ensure that a criminal background check is conducted for all screened volunteers, who shall complete the criminal background check prior to being left alone with a student. [Screened volunteers include, but are not limited to, persons who regularly assist in the office or library, mentor or tutor students, coach or supervise a school-sponsored activity before or after school, or chaperone students on an overnight trip.] Screened volunteers may only access student education records when necessary to assist the district and while supervised by staff members. Volunteers that are not screened shall not be left alone with a student or have access to student records.

2. **(1)** The school district **or charter school** shall ensure that a criminal background check is conducted on any person employed after January 1, 2005, authorized to have contact with pupils and prior to the individual having contact with any pupil. [Such persons include, but are not limited to, administrators, teachers, aides, paraprofessionals, assistants, secretaries, custodians, cooks, screened volunteers, and nurses.]

(2) The school district **or charter school** shall also ensure that a criminal background check is conducted for school bus drivers **and drivers of other vehicles owned by the school district or charter school or operated under contract with a school district or charter school and used for the purpose**

of transporting school children. The **school district or charter school** may allow such drivers to operate buses pending the result of the criminal background check. [For bus drivers,] The school district **or charter school** shall be responsible for conducting the criminal background check on drivers employed by the school district **or charter school under section 43.540.**

(3) For drivers employed **or contracted** by a pupil transportation company under contract with the school district **or the governing board of a charter school**, the criminal background check shall be conducted **by the pupil transportation company** pursuant to section [43.540] **43.539** and conform to the requirements established in the National Child Protection Act of 1993, as amended by the Volunteers for Children Act.

(4) Personnel who have successfully undergone a criminal background check and a check of the family care safety registry as part of the professional license application process under section 168.021 and who have received clearance on the checks within one prior year of employment shall be considered to have completed the background check requirement.

(5) A criminal background check under this section shall include a search of any information publicly available in an electronic format through a public index or single case display.

3. In order to facilitate the criminal history background check, the applicant shall submit a set of fingerprints collected pursuant to standards determined by the Missouri highway patrol. The fingerprints shall be used by the highway patrol to search the criminal history repository and shall be forwarded to the Federal Bureau of Investigation for searching the federal criminal history files.

4. The applicant shall pay the fee for the state criminal history record information pursuant to section 43.530 and sections 210.900 to 210.936 and pay the appropriate fee determined by the Federal Bureau of Investigation for the federal criminal history record when he or she applies for a position authorized to have contact with pupils pursuant to this section. The department shall distribute the fees collected for the state and federal criminal histories to the Missouri highway patrol.

5. The department of elementary and secondary education shall facilitate an annual check of employed persons holding current active certificates under section 168.021 against criminal history records in the central repository under section 43.530, the sexual offender registry under sections 589.400 to 589.426, and child abuse central registry under sections 210.109 to 210.183. The department of elementary and secondary education shall facilitate procedures for school districts to submit personnel information annually for persons employed by the school districts who do not hold a current valid certificate who are required by subsection 1 of this section to undergo a criminal background check, sexual offender registry check, and child abuse central registry check. The Missouri state highway patrol shall provide ongoing electronic updates to criminal history background checks of those persons previously submitted, both those who have an active certificate and those who do not have an active certificate, by the department of elementary and secondary education. This shall fulfill the annual check against the criminal history records in the central repository under section 43.530.

6. The school district may adopt a policy to provide for reimbursement of expenses incurred by an employee for state and federal criminal history information pursuant to section 43.530.

7. If, as a result of the criminal history background check mandated by this section, it is determined that the holder of a certificate issued pursuant to section 168.021 has pled guilty or nolo contendere to, or

been found guilty of a crime or offense listed in section 168.071, or a similar crime or offense committed in another state, the United States, or any other country, regardless of imposition of sentence, such information shall be reported to the department of elementary and secondary education.

8. Any school official making a report to the department of elementary and secondary education in conformity with this section shall not be subject to civil liability for such action.

9. For any teacher who is employed by a school district on a substitute or part-time basis within one year of such teacher's retirement from a Missouri school, the state of Missouri shall not require such teacher to be subject to any additional background checks prior to having contact with pupils. Nothing in this subsection shall be construed as prohibiting or otherwise restricting a school district from requiring additional background checks for such teachers employed by the school district.

10. A criminal background check and fingerprint collection conducted under subsections 1 to 3 of this section shall be valid for at least a period of one year and transferrable from one school district to another district. A school district may, in its discretion, conduct a new criminal background check and fingerprint collection under subsections 1 to 3 **of this section** for a newly hired employee at the district's expense. A teacher's change in type of certification shall have no effect on the transferability or validity of such records.

11. Nothing in this section shall be construed to alter the standards for suspension, denial, or revocation of a certificate issued pursuant to this chapter.

12. The state board of education may promulgate rules for criminal history background checks made pursuant to this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 1, 2005, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Black moved that the above amendment be adopted, which motion prevailed.

Senator Washington offered **SA 6**:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 11, Section 190.076, Line 6, by inserting after all of said line the following:

“190.098. 1. In order for a person to be eligible for certification by the department as a community paramedic, an individual shall:

(1) Be currently [certified] **licensed** as a paramedic;

(2) Successfully complete or have successfully completed a community paramedic certification program from a college, university, or educational institution that has been approved by the department or accredited by a national accreditation organization approved by the department; and

(3) Complete an application form approved by the department.

2. [A community paramedic shall practice in accordance with protocols and supervisory standards established by the medical director. A community paramedic shall provide services of a health care plan if the plan has been developed by the patient's physician or by an advanced practice registered nurse through a collaborative practice arrangement with a physician or a physician assistant through a collaborative practice arrangement with a physician and there is no duplication of services to the patient from another provider.]

[3. Any ambulance service shall enter into a written contract to provide community paramedic services in another ambulance service area, as that term is defined in section 190.100. The contract that is agreed upon may be for an indefinite period of time, as long as it includes at least a sixty-day cancellation notice by either ambulance service.] **As used in this section, the term “community paramedic services” shall mean services provided by any entity that employs licensed paramedics who are certified by the department as community paramedics for services that are:**

(1) Provided in a nonemergent setting that is independent of an emergency telephone service, 911 system, or emergency summons;

(2) Consistent with the training and education requirements described in subdivision (2) of subsection 1 of this section, the scope of skill and practice for community paramedics, and the supervisory standard approved by the entity's medical director; and

(3) Reflected and documented in the entity's medical director-approved patient care plans or protocols in accordance with the provisions of section 190.142.

3. (1) Any ambulance service that seeks to provide community paramedic services outside of the ambulance service's service area:

(a) Shall have a memorandum of understanding (MOU) regarding the provision of such services with the ambulance service in that service area if that ambulance service is already providing community paramedic services; or

(b) Shall not be required to have an MOU with the ambulance service in that service area if that ambulance service is not already providing community paramedic services, provided that the ambulance service seeking to provide such services shall provide notification to the other ambulance service of the community paramedic services to be provided.

(2) Any emergency medical response agency (EMRA) that seeks to provide community paramedic services within its designated response service area may do so if the ground ambulance service area within which the EMRA operates does not already provide such services. If the ground ambulance service does provide community paramedic services, then the ground ambulance service may enter into an MOU with the EMRA in order to coordinate programs and avoid service duplication. If the EMRA provides community paramedic services in the ground ambulance service's service area prior to the provision of such services by the ground ambulance service, then

the EMRA and the ground ambulance service shall enter into an MOU for the coordination of services.

(3) Any community paramedic program shall notify the appropriate local ambulance service when providing services within the service area of an ambulance service.

(4) The department shall promulgate rules and regulations for the purpose of recognizing which community paramedic services entities have met the standards necessary to provide community paramedic services, including, but not limited to, physician medical oversight, training, patient record retention, formal relationships with primary care services as needed, and quality improvement policies. Community paramedic services entities shall be certified by the department, allowing such entities to provide community paramedic services for a period of five years.

4. A community paramedic is subject to the provisions of sections 190.001 to 190.245 and rules promulgated under sections 190.001 to 190.245.

5. No person shall hold himself or herself out as a community paramedic or provide the services of a community paramedic unless such person is certified by the department.

6. The medical director shall approve the implementation of the community paramedic program.

7. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2013, shall be invalid and void.”; and

Further amend the title and enacting clause accordingly.

Senator Washington moved that the above amendment be adopted, which motion prevailed.

Senator Brown (16) offered SA 7:

SENATE AMENDMENT NO. 7

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 24, Section 190.166, Line 82, by inserting after all of said line the following:

“195.417. 1. The limits specified in this section shall not apply to any quantity of such product, mixture, or preparation which must be dispensed, sold, or distributed in a pharmacy pursuant to a valid prescription.

2. Within any thirty-day period, no person shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or
- (2) One of the active ingredients of a combination drug; or
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;

in any total amount greater than seven and two-tenths grams, without regard to the number of transactions.

3. Within any twenty-four-hour period, no pharmacist, intern pharmacist, or registered pharmacy technician shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or
- (2) One of the active ingredients of a combination drug; or
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;

in any total amount greater than three and six-tenths grams without regard to the number of transactions.

4. Within any twelve-month period, no person shall sell, dispense, or otherwise provide to the same individual, and no person shall purchase, receive, or otherwise acquire more than the following amount: any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, either as:

- (1) The sole active ingredient; or
- (2) One of the active ingredients of a combination drug; or
- (3) A combination of any of the products specified in subdivisions (1) and (2) of this subsection;

in any total amount greater than [forty-three] **sixty-one** and two-tenths grams, without regard to the number of transactions.

5. All packages of any compound, mixture, or preparation containing any detectable quantity of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, except those that are excluded from Schedule V in subsection 17 or 18 of section 195.017, shall be offered for sale only from behind a pharmacy counter where the public is not permitted, and only by a registered pharmacist or registered pharmacy technician under section 195.017.

6. Each pharmacy shall submit information regarding sales of any compound, mixture, or preparation as specified in this section in accordance with transmission methods and frequency established by the department by regulation.

7. No prescription shall be required for the dispensation, sale, or distribution of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, in an amount within the limits described in subsections 2, 3, and 4 of this section. The superintendent of the Missouri state highway patrol shall report to the

revisor of statutes and the general assembly by February first when the statewide number of methamphetamine laboratory seizure incidents exceeds three hundred incidents in the previous calendar year. The provisions of this subsection shall expire on April first of the calendar year in which the revisor of statutes receives such notification.

8. This section shall supersede and preempt any local ordinances or regulations, including any ordinances or regulations enacted by any political subdivision of the state. This section shall not apply to the sale of any animal feed products containing ephedrine or any naturally occurring or herbal ephedra or extract of ephedra.

9. Any local ordinances or regulations enacted by any political subdivision of the state prior to August 28, 2020, requiring a prescription for the dispensation, sale, or distribution of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, in an amount within the limits described in subsections 2, 3, and 4 of this section shall be void and of no effect and no such political subdivision shall maintain or enforce such ordinance or regulation.

10. All logs, records, documents, and electronic information maintained for the dispensing of these products shall be open for inspection and copying by municipal, county, and state or federal law enforcement officers whose duty it is to enforce the controlled substances laws of this state or the United States.

11. All persons who dispense or offer for sale pseudoephedrine and ephedrine products, except those that are excluded from Schedule V in subsection 17 or 18 of section 195.017, shall ensure that all such products are located only behind a pharmacy counter where the public is not permitted.

12. The penalty for a knowing or reckless violation of this section is found in section 579.060.”; and

Further amend said bill, page 198, section 579.022, line 15, by inserting after all of said line the following:

“579.060. 1. A person commits the offense of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs if he or she knowingly:

(1) Sells, distributes, dispenses, or otherwise provides any number of packages of any drug product containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, in a total amount greater than seven and two-tenths grams to the same individual within a thirty-day period, unless the amount is dispensed, sold, or distributed pursuant to a valid prescription; or

(2) Purchases, receives, or otherwise acquires within a thirty-day period any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers in a total amount greater than seven and two-tenths grams, without regard to the number of transactions, unless the amount is purchased, received, or acquired pursuant to a valid prescription; or

(3) Purchases, receives, or otherwise acquires within a twenty-four-hour period any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers in a total amount

greater than three and six-tenths grams, without regard to the number of transactions, unless the amount is purchased, received, or acquired pursuant to a valid prescription; or

(4) Sells, distributes, dispenses, or otherwise provides any number of packages of any drug product containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, in a total amount greater than [forty-three] **sixty-one** and two-tenths grams to the same individual within a twelve-month period, unless the amount is dispensed, sold, or distributed pursuant to a valid prescription; or

(5) Purchases, receives, or otherwise acquires within a twelve-month period any number of packages of any drug product containing any detectable amount of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers in a total amount greater than [forty-three] **sixty-one** and two-tenths grams, without regard to the number of transactions, unless the amount is purchased, received, or acquired pursuant to a valid prescription; or

(6) Dispenses or offers drug products that are not excluded from Schedule V in subsection 17 or 18 of section 195.017 and that contain detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, without ensuring that such products are located behind a pharmacy counter where the public is not permitted and that such products are dispensed by a registered pharmacist or pharmacy technician under subsection 11 of section 195.017; or

(7) Holds a retail sales license issued under chapter 144 and knowingly sells or dispenses packages that do not conform to the packaging requirements of section 195.418.

2. A pharmacist, intern pharmacist, or registered pharmacy technician commits the offense of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs if he or she knowingly:

(1) Sells, distributes, dispenses, or otherwise provides any number of packages of any drug product containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts or optical isomers, or salts of optical isomers, in a total amount greater than three and six-tenth grams to the same individual within a twenty-four hour period, unless the amount is dispensed, sold, or distributed pursuant to a valid prescription; or

(2) Fails to submit information under subsection 13 of section 195.017 and subsection 6 of section 195.417 about the sales of any compound, mixture, or preparation of products containing detectable amounts of ephedrine, phenylpropanolamine, or pseudoephedrine, or any of their salts, optical isomers, or salts of optical isomers, in accordance with transmission methods and frequency established by the department of health and senior services; or

(3) Fails to implement and maintain an electronic log, as required by subsection 12 of section 195.017, of each transaction involving any detectable quantity of pseudoephedrine, its salts, isomers, or salts of optical isomers or ephedrine, its salts, optical isomers, or salts of optical isomers; or

(4) Sells, distributes, dispenses or otherwise provides to an individual under eighteen years of age without a valid prescription any number of packages of any drug product containing any detectable

quantity of pseudoephedrine, its salts, isomers, or salts of optical isomers, or ephedrine, its salts or optical isomers, or salts of optical isomers.

3. Any person who violates the packaging requirements of section 195.418 and is considered the general owner or operator of the outlet where ephedrine, pseudoephedrine, or phenylpropanolamine products are available for sale shall not be penalized if he or she documents that an employee training program was in place to provide the employee who made the unlawful retail sale with information on the state and federal regulations regarding ephedrine, pseudoephedrine, or phenylpropanolamine.

4. The offense of unlawful sale, distribution, or purchase of over-the-counter methamphetamine precursor drugs is a class A misdemeanor.”; and

Further amend the title and enacting clause accordingly.

Senator Brown (16) moved that the above amendment be adopted, which motion prevailed.

Senator Brattin offered **SA 8**, which was read:

SENATE AMENDMENT NO. 8

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 111, Section 386.572, Line 59, by inserting after all of said line the following:

“452.425. Any court order for the custody of, or visitation with, a child [may] **shall** include a provision that the sheriff or other law enforcement officer shall enforce the rights of any person to custody or visitation unless the court issues a subsequent order pursuant to chapter 210, 211, 452 or 455 to limit or deny the custody of, or visitations with, the child. Such sheriff or law enforcement officer shall not remove a child from a person who has actual physical custody of the child unless such sheriff or officer is shown a court order or judgment which clearly and convincingly verifies that such person is not entitled to the actual physical custody of the child, and there are not other exigent circumstances that would give the sheriff or officer reasonable suspicion to believe that the child would be harmed or that the court order presented to the sheriff or officer may not be valid.”; and

Further amend the title and enacting clause accordingly.

Senator Brattin moved that the above amendment be adopted.

At the request of Senator Luetkemeyer, **HCS** for **HB 1659**, with **SCS**, **SS** for **SCS**, and **SA 8** (pending), was placed on the Informal Calendar.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SCS** for **SB 912**, entitled:

An Act to repeal sections 42.051, 115.085, 143.174, 143.175, 173.239, 301.142, 301.3030, 301.3061, and 302.188, RSMo, and to enact in lieu thereof forty-four new sections relating to military affairs, with a delayed effective date for a certain section.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 1359**, entitled:

An Act to repeal sections 208.151, 303.425, 303.430, 303.440, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 374.190, 379.1640, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof fifty-nine new sections relating to financial institutions, with penalty provisions.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 5, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 2 to House Amendment No. 6, House Amendment No. 6, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 23, Section 361.909, Line 59, by deleting the word “**subsection**” and inserting in lieu thereof the word “**section**”; and

Further amend said bill, Page 31, Section 361.942, Lines 27-28, by deleting the phrase “**361.929 and 361.936**” and inserting in lieu thereof the number “**361.936 and 361.939**”; and

Further amend said bill, Page 34, Section 361.951, Line 71, by deleting the phrase “**subsection 7**” and inserting in lieu thereof the phrase “**subdivision (7)**”; and

Further amend said bill, Page 43, Section 361.996, Line 8, by inserting after all of said line the following:

“3. A licensee may appoint an agent to provide payroll processing services for which the agent would otherwise need to be licensed, provided that:

(1) There is a written agreement between the licensee and the agent that directs the agent to provide payroll processing services on the licensee’s behalf;

(2) The licensee holds the agent out to employees and other licensees as providing payroll processing services on the licensee’s behalf; and

(3) The licensee’s obligation to the payee, including an employee or any other party entitled to receive funds, from the payroll processing services provided by the agent shall not be extinguished if the agent fails to remit the funds to the proper recipient.”; and

Further amend said bill, Page 46, Section 361.1008, Line 43, by deleting the phrase “**paragraph (d) of subdivision (4)**” and inserting in lieu thereof the phrase “**subdivision (5)**”; and

Further amend said bill, Page 52, Section 374.192, Line 15, by inserting after all of said line the following:

“3. A regulated entity may establish its own internal standards, practices, methods, or

procedures that are the same as or exceed the requirements set forth by law or rule. The department shall not impose any civil penalty, forfeiture, or order on a regulated entity solely for failing to comply with its own internal standards, practices, methods, or procedures unless such failure also violates a law or rule.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 57, Section 375.1183, Line 184, by inserting after all of said section and line the following:

“376.427. 1. As used in this section, the following terms mean:

(1) “Health benefit plan”, as such term is defined in section 376.1350. The term health benefit plan shall also include a prepaid dental plan, as defined in section 354.700;

(2) “Health care services”, medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) “Health carrier” or “carrier”, as such term is defined in section 376.1350. The term health carrier or carrier shall also include a prepaid dental plan corporation, as defined in section 354.700;

(4) “Insured”, any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers’ compensation policy, issued by an insurer;

(5) “Insurer”, any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, prepaid dental plan corporation as defined in section 354.700, or any other legal entity engaged in the business of insurance;

(6) “Provider”, a physician, hospital, dentist, podiatrist, chiropractor, pharmacy, licensed ambulance service, or optometrist, licensed by this state.

2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services in the name of the provider. All claims shall be paid within thirty days of the receipt by the insurer of all documents reasonably needed to determine the claim.

3. Nothing in this section shall preclude an insurer from voluntarily issuing an instrument of payment in the single name of the provider.

4. Except as provided in subsection 5 of this section, this section shall not require any insurer, health services corporation, prepaid dental plan as defined in section 354.700, health maintenance corporation or preferred provider organization which directly contracts with certain members of a class of providers for

the delivery of health care services to issue payment as provided pursuant to this section to those members of the class which do not have a contract with the insurer.

5. When a patient's health benefit plan does not include or require payment to out-of-network providers for all or most covered services, which would otherwise be covered if the patient received such services from a provider in the health benefit plan's network, including but not limited to health maintenance organization plans, as such term is defined in section 354.400, or a health benefit plan offered by a carrier consistent with subdivision (19) of section 376.426, payment for all services shall be made directly to the providers when the health carrier has authorized such services to be received from a provider outside the health benefit plan's network.

6. Payments made to providers under this section shall be subject to the provisions of section 376.383. Entities that are not currently subject to the provisions of section 376.383 shall have a delayed effective date of January 1, 2026 to be subject to such provisions.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 51, Section 361.1035, Line 10, by inserting after all of said section and line the following:

“362.1010. Sections 362.1010 to [362.1115] **362.1117** shall be known and may be cited as the “Missouri Family Trust Company Act”.

362.1015. For purposes of sections 362.1010 to [362.1115] **362.1117**, the following terms mean:

(1) “Authorized representative”, if a family trust company is organized as a corporation, then an officer or director of the family trust company or, if a family trust company is organized as a limited liability company, then a manager, officer, or member of the family trust company;

(2) “Collateral kinship”, a relationship that is not lineal but stems from a common ancestor;

(3) “Controlling stockholder or member”, an individual who owns or has the ability or power to directly or indirectly vote ten percent or more of the outstanding shares, membership interest, or membership units of the family trust company;

(4) “Designated relative”, a common ancestor of a family, either living or deceased, who is so designated in a family trust company's initial registration application and any annual registration report;

(5) “**Director**”, the director of the Missouri division of finance;

(6) “**Director's designee**”, an attorney-at-law or a certified public accountant designated by the director under subsection 1 of section 362.1085;

(7) “Engage in trust company business with the general public”, any sales, solicitations, arrangements, agreements, or transactions to provide trust or other business services, whether for a fee, commission, or any other type of remuneration, with any person who is not a family member or any sole proprietorship, partnership, limited liability company, joint venture, association, corporation, trust, estate, business trust, or other company that is not one hundred percent owned by one or more family members;

[(6)] (8) “Family affiliate”, a company or other entity wholly and exclusively owned by, directly or indirectly, and operated for the sole benefit of:

(a) One or more family members; or

(b) Charitable foundations, charitable trusts, or other charitable entities if such foundation, trust, or entity is funded exclusively by one or more family members;

[(7)] (9) “Family member”:

(a) A designated relative;

(b) Any person within the tenth degree of lineal kinship of a designated relative;

(c) Any person within the ninth degree of collateral kinship to a designated relative;

(d) The spouse of any person who qualifies under paragraphs (a) through (c) of this subdivision;

(e) Any former spouse of any person who qualifies under paragraphs (a) through (c) of this subdivision;

(f) The probate estate of any person who qualified as a family member under paragraphs (a) through (e) of this subdivision;

(g) A family affiliate;

(h) An irrevocable trust funded exclusively by one or more family members of which all permissible distributees, as defined under subdivision (16) of section 456.1-103, qualify under paragraphs (a) through (g) of this subdivision or are charitable foundations, charitable trusts, or other charitable entities;

(i) An irrevocable trust of which one or more family members are the only permissible distributees; or

(j) A revocable trust of which one or more family members are the sole settlors.

For purposes of this subdivision, a legally adopted person shall be treated as a natural child of the adoptive parents; a stepchild shall be treated as a natural child of the family member who is or was the stepparent of that child; and a foster child or an individual who was a minor when a family member became his or her legal guardian shall be treated as a natural child of the family member appointed as foster parent or guardian. Degrees of kinship are calculated by adding the number of steps from the designated relative through each person to the family member either directly in case of lineal kinship or through the common ancestor in the case of collateral kinship;

[(8)] **(10)** “Family trust company”, a corporation or limited liability company organized or qualified to do business in this state that is wholly owned and exclusively controlled by, directly or indirectly, one or more family members, excluding any former spouse of a family member; that operates for the exclusive benefit of a family member regardless of whether compensation is received or anticipated; and that does not engage in trust company business with the general public or otherwise hold itself out as a trustee for hire by advertisement, solicitation, or other means. The term “family trust company” shall include foreign family trust companies unless context indicates otherwise;

[(9)] **(11)** “Family trust company affiliated party”:

(a) A director, officer, manager, employee, or controlling stockholder or member of a family trust company; or

(b) A stockholder, member, or any other person as determined by the [secretary] **director** who participates in the affairs of a family trust company;

[(10)] **(12)** “Foreign family trust company”, a family trust company that:

(a) Is licensed by the District of Columbia or a state in the United States other than this state;

(b) Has its principal place of business in the District of Columbia or a state in the United States other than this state;

(c) Is operated in accordance with family or private trust company laws of the District of Columbia or of the state in which it is licensed;

(d) Is subject to statutory or regulatory mandated oversight by the District of Columbia or state in which the principal place of business is located; and

(e) Is not owned by or a subsidiary of a corporation, limited liability company, or other business entity that is organized in or licensed by any foreign country;

[(11)] **(13)** “Lineal kinship”, a relationship in the direct line of ascent or descent from a designated relative;

[(12)] **(14)** “Officer”, an individual, regardless of whether the individual has an official title or receives a salary or other compensation, who may participate in the major policy-making functions of a family trust company other than as a director. The term shall not include an individual who may have an official title and exercises discretion in the performance of duties and functions but who does not participate in determining the major policies of the family trust company and whose decisions are limited by policy standards established by other officers, regardless of whether the policy standards have been adopted by the board of directors. The chair of the board of directors, the president, the chief executive officer, the chief financial officer, the senior trust officer, all executive vice presidents of a family trust company, and all managers if organized as a limited liability company are presumed to be officers unless such officer is excluded, other than in the capacity of a director, by resolution of the board of directors or members or by the bylaws or operating agreement of the family trust company from participating in major policy-making functions of the family trust company, and such excluded officer does not actually participate therein;

[(13)] **(15)** “Organizational instrument”, the articles of incorporation for a corporation or the articles of organization for a limited liability company, as they may be amended or supplemented from time to time;

[(14)] **(16)** “Principal place of business”, the physical location where officers of a family trust company direct, control, and coordinate the trust company’s activities;

[(15)] **(17)** “Principal place of operations”, the physical location in this state where a foreign family trust company stores and maintains its books and records pertaining to operations in this state;

[(16)] **(18)** “Qualified beneficiary”, the same meaning as defined under subdivision (21) of section 456.1-103;

[(17)] **(19)** “Registered agent”, a business or individual designated by a family trust company to receive service of process on behalf of the family trust company;

[(18)] **(20)** “Reports of examinations, operations, or conditions”, records submitted to the [secretary] **director** or prepared by the [secretary] **director** as part of the [secretary’s] **director’s** duties performed under sections 362.1010 to 362.1117;

[(19)] “Secretary”, the secretary of state for the state of Missouri;

(20) “Secretary’s designee”, an attorney-at-law or a certified public accountant designated by the secretary under subsection 1 of section 362.1085;]

(21) “Working papers”, the records of the procedures followed, tests performed, information obtained, and conclusions reached in an investigation under sections 362.1010 to 362.1117. The term shall also include books and records.

362.1030. 1. There is hereby established in the state treasury the “Family Trust Company Fund”, which shall consist of all fees collected by the [secretary] **director** from family trust companies registering as provided in this section. The state treasurer shall be custodian of the fund. In accordance with sections 30.170 and 30.180, the state treasurer may approve disbursements. The fund shall be a dedicated fund, and moneys in the fund shall be used solely to support the [secretary’s] **director’s** role and fulfillment of duties under sections 362.1010 to 362.1117. Notwithstanding the provisions of section 33.080 to the contrary, any moneys remaining in the fund at the end of the biennium that exceed twenty thousand dollars shall revert to the credit of the general revenue fund. The state treasurer shall invest moneys in the fund in the same manner as other funds are invested. Any interest and moneys earned on such investments shall be credited to the fund.

2. A family trust company that is not a foreign family trust company shall not conduct business in this state unless such family trust company:

(1) [Files its organizational instrument with the secretary] **Files with the director, an initial registration application in a format prescribed by the director, a one-time original filing fee of five thousand dollars, the proposed organizational instruments to be filed with the secretary of state, and all required filing fees; and**

(2) [Pays a one-time original filing fee of five thousand dollars to the secretary] **Receives from the director an order approving the application, instruction as to who shall file the order, the proposed organizational instruments and all required filing fees with the secretary of state**; and

(3) Registers by filing with the secretary an initial registration application in a format prescribed by the secretary].

A family trust company that is not a foreign family trust company that is, as of August 28, 2024, a registered family trust company in good standing with the secretary of state shall be deemed to have complied with the requirements of subsection 2 of section 362.1030.

3. A foreign family trust company shall not conduct business in this state unless such foreign family trust company:

(1) [Pays a one-time original filing fee of five thousand dollars to the secretary] **Files with the director, an initial registration application in a format prescribed by the director, a one-time original filing fee of five thousand dollars, the proposed application for a certificate of authority if a corporation or application for registration if a limited liability company to be filed with the secretary of state, and all required filing fees; and**

(2) [Registers by filing with the secretary an initial registration application in a format prescribed by the secretary] **Receives from the director an order approving the application, instruction as to who shall file the order, the proposed application for a certificate of authority if a corporation, or application for registration if a limited liability company, to be filed with the secretary of state and all required filing fees**; and

(3) If such foreign family trust company is a corporation, files an application for a certificate of authority or, if such foreign family trust company is a limited liability company, files an application for registration].

A foreign family trust company that is, as of August 28, 2024, a registered family trust company in good standing with the secretary of state shall be deemed to have complied with the requirements of subsection 3 of section 362.1030.

4. The [secretary] **director** shall deposit all family trust company filing fees into the family trust company fund established under subsection 1 of this section.

5. A foreign family trust company application shall be submitted on a form prescribed by the [secretary] **director** and be signed, under penalty of perjury, by an authorized representative. At a minimum, the application shall include:

(1) A statement attesting that the foreign family trust company:

(a) Will comply with the provisions of sections 362.1010 to 362.1117; and

(b) Is in compliance with the family trust company laws and regulations of the jurisdiction of its incorporation or organization;

(2) The current telephone number and street address of:

(a) The foreign family trust company's principal place of business in the jurisdiction of its incorporation or organization;

(b) The foreign family trust company's principal place of operations; and

(c) Any other offices located within this state;

(3) The name and current street address in this state of its registered agent;

(4) A certified copy of a certificate of good standing, or an equivalent document, authenticated by the official having custody of records in the jurisdiction where the foreign family trust company is incorporated or organized;

(5) Satisfactory proof, as determined by the [secretary] **director**, that the foreign family trust company is organized in a manner similar to a Missouri family trust company and is in compliance with the family trust company laws and regulations of the jurisdiction in which the foreign family trust company was incorporated or organized; and

(6) Any other information reasonably [and customarily] required by the [secretary of foreign corporations or foreign limited liability companies seeking to qualify to conduct business in this state] **director**.

362.1035. 1. No family trust company shall be organized or operated with a capital account of less than two hundred fifty thousand dollars. The full amount of the initial capital account of a family trust company shall consist of one or more asset groups described under subsection 1 of section 362.1070, exclusive of all organization expenses.

2. A family trust company shall maintain:

(1) A physical office in this state where original or true copies, including electronic copies, of all material business records and accounts of the family trust company may be accessed and are readily available for examination by the [secretary] **director**. A family trust company may also maintain one or more branch offices within or outside of this state;

(2) A registered agent who maintains an office in this state;

(3) All applicable state and local business licenses, charters, and permits; and

(4) A deposit account with a state-chartered or national financial institution that has a principal or branch office in this state.

3. In addition to the requirements of subsection 2 of this section, a foreign family trust company shall also:

(1) Be in good standing in the jurisdiction in which it is incorporated or organized; and

(2) Stay in compliance with the family trust company laws and regulations of such jurisdiction.

362.1040. 1. One or more persons may subscribe to an organizational instrument in writing for the purpose of forming a family trust company, subject to the conditions prescribed by law.

2. The organizational instrument of a family trust company shall set forth all of the information required under chapter 347 or 351, as applicable, and the following:

(1) The name of the company, which shall distinguish the company from any other nonfamily trust company or family trust company formed or engaging in business in this state. If the word “trust” is included in the name, it shall be immediately preceded by the word “family” so as to distinguish the entity from a nonfamily trust company operating under this chapter. This subdivision shall not apply to a foreign family trust company using a fictitious name that is registered and maintained in this state pursuant to the requirements administered by the secretary **of state** and that distinguishes the foreign family trust company from a nonfamily trust company authorized to operate under this chapter;

(2) A statement that the purpose for which the company is formed is to engage in any and all activities permitted under sections 362.1010 to 362.1117; and

(3) A statement affirming that the family trust company shall not engage in trust company business with the general public.

3. The term “trust company” in the name adopted by a family trust company shall not be deemed to violate section 362.425.

362.1055. 1. A family trust company shall file an annual registration report with, and shall pay an annual filing fee of one thousand dollars to, the [secretary] **director**.

2. The annual registration report filed by a family trust company that is not a foreign family trust company shall include:

(1) A statement by an authorized representative verifying that the family trust company is in compliance with the provisions of sections 362.1010 to 362.1117 and with applicable federal laws including, but not limited to, anti-money laundering and customer-identification rules or regulations;

(2) The name of the company’s designated relative and the street address for its principal place of business; and

(3) Any other information reasonably [and customarily] required by the [secretary of general business corporations in connection with filing their annual registration reports] **director**.

3. The annual registration report filed by a foreign family trust company shall include:

(1) A statement by an authorized representative verifying that the foreign family trust company is in compliance with the provisions of sections 362.1010 to 362.1117, with the family trust company laws and regulations of the jurisdiction in which it was incorporated or organized, and with applicable federal laws including, but not limited to, anti-money laundering and customer-identification rules or regulations;

(2) The current telephone number and street address of the foreign family trust company’s principal place of business in the jurisdiction in which it was incorporated or organized;

(3) The current telephone number and street address of the foreign family trust company’s principal place of operations;

(4) The current telephone number and address of the physical location of any other offices located in this state;

(5) The name and current street address in this state of the trust company's registered agent;

(6) Documentation, to the satisfaction of the [secretary] **director**, showing that the foreign family trust company is in compliance with the family trust company laws and regulations of the jurisdiction in which it was incorporated or organized; and

(7) Any other information reasonably [and customarily] required by the [secretary of general business corporations in connection with filing their annual registration reports] **director**.

4. An annual registration report shall be submitted on a form prescribed by the [secretary] **director** and signed under penalty of perjury by an authorized representative.

362.1060. 1. A family trust company may, but only for family members:

(1) Act as a sole or copersonal representative, executor, or administrator for a probate estate within or outside this state;

(2) Act as an attorney-in-fact or agent under a power of attorney;

(3) Except as provided under section 362.1065, act within or outside this state as a sole fiduciary or cofiduciary, including acting as a trustee, advisory agent, assignee, assignee for the benefit of creditors, authenticating agent, bailee, bond or indenture trustee, conservator, conversion agent, custodian, escrow agent, fiscal or paying agent, financial advisor, guardian, investment advisor or manager, managing agent, purchase agent, receiver, registrar, safekeeping or subscription agent, transfer agent for entities other than public companies, warrant agent, or other similar capacity generally performed by a corporate trustee. In so acting, the family trust company may possess, purchase, sell, invest, reinvest, safekeep, or otherwise manage or administer the real or personal property of family members;

(4) Exercise the powers of a corporation or limited liability company incorporated or organized under the laws of this state, or qualified to transact business as a foreign corporation or limited liability company under the laws of this state that are reasonably necessary to enable the trust company to fully exercise a power conferred under sections 362.1010 to 362.1117 in accordance with commonly accepted customs and usages;

(5) Delegate duties and powers, including investment and management functions under section 469.909, in accordance with the powers granted to a trustee under chapter 456 or other applicable law and retain agents, attorneys, accountants, investment advisors, or other individuals or entities to advise or assist the family trust company in the exercise of its powers and duties under sections 362.1010 to 362.1117 and chapter 456. Such exercise of power may include, but is not limited to, retaining a bank trust department or a public trust company other than another family trust company; and

(6) Perform all acts necessary to exercise the powers enumerated in this section or authorized under sections 362.1010 to 362.1117 and other applicable laws of this state.

2. A foreign family trust company **that has complied with section 362.1030 and is** in good standing in the jurisdiction in which it is incorporated or organized may exercise all the trust powers in this state that a Missouri family trust company may exercise.

362.1085. 1. The [secretary] **director** may designate an attorney-at-law or a certified public accountant to examine or investigate, or assist in the examination of, a family trust company.

2. The [secretary] **director** or the [secretary's] **director's** designee may examine or investigate a family trust company at any time the [secretary] **director** deems necessary to determine if the family trust company engaged in an act prohibited under section 362.1065 or 362.1080 and, if a family trust company engaged in such act, to determine whether any other applicable law was violated.

3. The [secretary] **director** or the [secretary's] **director's** designee may examine the books and records of a foreign family trust company at any time the [secretary] **director** deems necessary to determine if such foreign family trust company is in compliance with sections 362.1010 to 362.1117. In connection with an examination of the books and records of the trust company, the [secretary] **director** or the [secretary's] **director's** designee may rely upon the most recent examination report, review, certification letters, or similar documentation issued by the agency supervising the foreign family trust company in the jurisdiction in which the foreign family trust company is incorporated or organized. The examination by the [secretary] **director** or the [secretary's] **director's** designee of the books and records of a foreign family trust company shall be, to the extent practicable, limited to books and records of operations in this state.

4. For each examination or investigation of a family trust company under this section, the family trust company shall pay the costs of the examination or investigation. As used in this subsection, the term "costs" means the salary of and travel expenses incurred by any individual that are directly attributable to the examination or investigation of the family trust company. The mailing of payment for costs incurred shall be postmarked within thirty days after the receipt of a notice that states the costs are due. The [secretary] **director** may levy a late payment of up to one hundred dollars per day for each day that a payment is overdue unless waived for good cause. However, if the late payment of costs is intentional, the [secretary] **director** may levy an administrative fine of up to one thousand dollars per day for each day the payment is overdue.

5. The [secretary] **director** may establish by rule the requirements and records necessary to demonstrate conformity with sections 362.1010 to 362.1117 by a family trust company.

362.1090. 1. The [secretary] **director** or the [secretary's] **director's** designee may issue and serve upon a family trust company or family trust company affiliated party a notice of charges if the [secretary] **director** or the [secretary's] **director's** designee has reason to believe that such company, family trust company affiliated party, or individual named therein is engaging in or has engaged in any of the following acts:

(1) The family trust company fails to satisfy the requirements of a family trust company or foreign family trust company under sections 362.1010 to 362.1117;

(2) A violation of section 362.1035, 362.1040, 362.1050, 362.1055, 362.1060, or 362.1080;

(3) A violation of any rule of the [secretary] **director**;

(4) A violation of any order of the [secretary] **director**;

(5) A breach of any written agreement with the [secretary] **director**;

(6) A prohibited act or practice under section 362.1065;

(7) A willful failure to provide information or documents to the [secretary] **director** upon written request;

(8) An act of commission or omission that is judicially determined by a court of competent jurisdiction to be a breach of trust or fiduciary duty; or

(9) A violation of state or federal law related to anti-money laundering, customer identification, or any related rule or regulation.

2. The notice of charges shall contain a statement of facts and notice of opportunity for a hearing.

3. If no hearing is requested within thirty days after the date of service of the notice of charges or if a hearing is held and the [secretary] **director** or [secretary's] **director's** designee finds that any of the charges are true, the [secretary] **director** or [secretary's] **director's** designee may enter an order directing the family trust company, family trust company affiliated party, or the individual named in the notice of charges to cease and desist such conduct and to take corrective action.

4. A contested or default cease and desist order is effective when reduced to writing and served upon the family trust company, family trust company affiliated party, or the individual named therein. An uncontested cease and desist order is effective as agreed.

5. If the [secretary] **director** or the [secretary's] **director's** designee finds that conduct described under subsection 1 of this section is likely to cause substantial prejudice to members, shareholders, beneficiaries of fiduciary accounts of the family trust company, or beneficiaries of services rendered by the family trust company, the [secretary] **director** or the [secretary's] **director's** designee may issue an emergency cease and desist order requiring the family trust company, family trust company affiliated party, or individual named therein to immediately cease and desist from engaging in the conduct stated and to take corrective action. The emergency order is effective immediately upon service of a copy of the order upon the family trust company or family trust company affiliated party and shall remain effective for ninety days. If the [secretary] **director** or the [secretary's] **director's** designee begins nonemergency cease and desist proceedings under subsection 1 of this section, the emergency order shall remain effective until the conclusion of the proceedings under this section.

6. A family trust company shall have ninety days to wind up its affairs after entry of any order to cease and desist from operating as a family trust company. If a family trust company that is not a foreign family trust company is still operating after ninety days, the [secretary] **director** or the [secretary's] **director's** designee may seek an order from a circuit court for the annulment or dissolution of the company. If a foreign family trust company is still operating after ninety days, the [secretary] **director** or the [secretary's] **director's** designee may seek an injunction from a circuit court restraining the company from continuing to operate in this state.

362.1095. If a family trust company fails to submit within the prescribed period its annual registration report or any other report required by sections 362.1010 to 362.1117 or rule, the [secretary] **director** may

impose a fine of up to one hundred dollars for each day that the annual registration report or other report is overdue. Failure to provide the annual registration report within sixty days after the end of the calendar year shall automatically result in termination of the registration of a family trust company. A family trust company may have its registration automatically reinstated by submitting to the [secretary] **director**, on or before August thirty-first of the calendar year in which the annual registration report is due, the company's annual registration report, a five hundred dollar late fee, and the amount of any fine imposed by the [secretary] **director** under this section. A family trust company that fails to renew or reinstate its registration shall wind up its affairs on or before November thirtieth of the calendar year in which such failure occurs.

362.1100. 1. The [secretary] **director** or the [secretary's] **director's** designee may issue and serve upon a family trust company and a family trust company affiliated party a notice of charges if the [secretary] **director** or the [secretary's] **director's** designee has reason to believe that the family trust company affiliated party is engaging or has engaged in conduct that:

(1) Demonstrates that the family trust company does not satisfy the requirements of a family trust company or of a foreign family trust company under sections 362.1010 to 362.1117;

(2) Is a prohibited act or practice under section 362.1065;

(3) Violates section 362.1035, 362.1040, 362.1050, 362.1055, 362.1060, or 362.1080;

(4) Violates any other law involving fraud or moral turpitude that constitutes a felony;

(5) Violates a state or federal law related to anti-money laundering, customer identification, or any related rule or regulation;

(6) Is a willful violation of a rule of the [secretary] **director**;

(7) Is a willful violation of an order of the [secretary] **director**;

(8) Is a willful breach of a written agreement with the [secretary] **director**; or

(9) Is an act of commission or omission or a practice that the [secretary] **director** or the [secretary's] **director's** designee has reason to believe is a breach of trust or fiduciary duty.

2. The notice of charges shall contain a statement of facts and notice of opportunity for a hearing.

3. If no hearing is requested within thirty days after the date of service of the notice of charges or if a hearing is held and the [secretary] **director** or [secretary's] **director's** designee finds that any of the charges in the notice of charges are true, the [secretary] **director** or [secretary's] **director's** designee may enter an order that removes the family trust company affiliated party from the family trust company or that restricts or prohibits the family trust company affiliated party from participating in the affairs of the family trust company.

4. A contested or default order of removal is effective when reduced to writing and served upon the family trust company and the family trust company affiliated party. An uncontested order of removal is effective as agreed.

5. (1) The chief executive officer of a family trust company or the person holding the equivalent office shall promptly notify the [secretary] **director** if such person has actual knowledge that a family trust company affiliated party is charged with a felony in a state or federal court.

(2) If a family trust company affiliated party is charged with a felony in a state or federal court or, in a court of a foreign country with which the United States maintains diplomatic relations, is charged with an offense that involves a violation of law relating to fraud, currency transaction reporting, money laundering, theft, or moral turpitude and such offense is equivalent to a felony charge under state or federal law, then the [secretary] **director** or the [secretary's] **director's** designee may enter an emergency order that suspends the family trust company affiliated party or that restricts or prohibits participation by such party in the affairs of the family trust company effective upon service of the order on the company and such family trust company affiliated party.

(3) The order shall contain notice of opportunity for a hearing, at which the family trust company affiliated party may request a postsuspension hearing to show that continued service to or participation in the affairs of the family trust company does not pose a threat to the interests of the family trust company. In accordance with applicable rules, the [secretary] **director** or [secretary's] **director's** designee shall notify the family trust company affiliated party whether the order suspending or prohibiting the family trust company affiliated party from participating in the affairs of the family trust company will be rescinded or otherwise modified. The emergency order shall remain in effect, unless otherwise modified by the [secretary] **director** or [secretary's] **director's** designee, until the criminal charge is disposed. The emergency order shall dissolve upon the final, unappealed dismissal of all charges against or the acquittal of the family trust company affiliated party. Such occurrences shall not prohibit the [secretary] **director** or the [secretary's] **director's** designee from instituting proceedings under subsection 1 of this section. If the family trust company affiliated party charged is convicted or pleads guilty or nolo contendere, regardless of adjudication, the emergency order shall become final.

6. No family trust company affiliated party removed from office under this section shall be eligible for reinstatement to such office or to any other official position in a family trust company or financial institution in this state except with the written consent of the [secretary] **director**. A family trust company affiliated party who is removed, restricted, or prohibited from participation in the affairs of a family trust company under this section may petition the [secretary] **director** for modification or termination of such removal, restriction, or prohibition.

7. The resignation, termination of employment or participation, or separation from a family trust company of the family trust company affiliated party shall not affect the jurisdiction and authority of the [secretary] **director** or the [secretary's] **director's** designee to issue a notice and proceed under this section against the family trust company affiliated party if such notice is served within six years of the date such person ceased to be a family trust company affiliated party.

362.1105. 1. The books and records of a family trust company are confidential and shall be made available for inspection and examination only:

(1) To the [secretary] **director** or the [secretary's] **director's** authorized representative;

(2) To any person authorized to act for the family trust company;

(3) As compelled by a court, pursuant to a subpoena issued in accordance with state or federal law. Before the production of the books and records, the party seeking production shall agree to reimburse the company for the reasonable costs and fees incurred in compliance with the production. If the parties disagree on the amount of reimbursement, the party seeking the records may request the court that issued the subpoena to set the amount of reimbursement;

(4) Pursuant to a subpoena held by any federal or state law enforcement or prosecutorial instrumentality authorized to investigate suspected criminal activity;

(5) As authorized by, if a corporation, the board of directors or, if a limited liability company, the managers; or

(6) As provided under subsection 2 of this section.

2. (1) If a corporation, each customer and stockholder, or if a limited liability company, each member has the right to inspect the books and records of a family trust company as they pertain to such person's accounts or the determination of such person's voting rights.

(2) The books and records pertaining to customers, members, and stockholders of a family trust company shall be kept confidential by the company and its directors, managers, officers, and employees. The books and records of customers, members, and stockholders shall not be released except upon the express authorization of the customer as to his or her own accounts or a stockholder or member regarding his or her voting rights. However, information may be released without the authorization of a customer, member, or shareholder in a manner prescribed by the board of directors of a corporation or managers of a limited liability company for the purposes of verifying or corroborating the existence or amount of a customer's account if such information is reasonably provided to meet the needs of commerce and to ensure accurate credit information. Notwithstanding this subdivision, this subsection shall not prohibit a family trust company from disclosing financial information as permitted under 15 U.S.C. Section 6802, as amended.

(3) The willful unlawful disclosure of confidential information in violation of this section shall be a class E felony.

(4) This subsection shall not apply to a foreign family trust company. The laws of the jurisdiction in which a foreign family trust company was incorporated or organized govern the rights of its customers, members, and stockholders to inspect its books and records.

3. For purposes of this section, the term "books and records" shall include, but is not limited to, the initial registration documents of a family trust company under section 362.1030 and the annual registration report made by a family trust company under section 362.1055.

362.1110. 1. A family trust company shall keep at its principal place of business or principal place of operations:

(1) Full and complete records of the names and residences of all its shareholders or members;

(2) The number of shares or membership units held by each, as applicable; and

(3) The ownership percentage of each shareholder or member.

The records are subject to inspection by all shareholders or members of the family trust company and the [secretary] **director** or the [secretary's] **director's** authorized representative during the normal business hours of the family trust company. A current list of shareholders or members shall be made available to the [secretary] **director** or the [secretary's] **director's** authorized representative for their inspection and, upon the request of the [secretary] **director**, shall be submitted to the [secretary] **director**.

2. The [secretary] **director** shall retain for at least ten years:

- (1) Examination reports;
- (2) Investigatory records;
- (3) The organizational instrument of a family trust company; and
- (4) The annual registration reports filed by a family trust company.

3. A copy of any document on file with the [secretary] **director** that is certified by the [secretary] **director** as a true copy may be introduced in evidence as if it were the original. The [secretary] **director** shall establish a schedule of fees for preparing true copies of documents.

4. Orders issued by courts or administrative law judges for the production of confidential records or information shall provide for inspection in camera by the court or the administrative law judge. If the court or administrative law judge determines that the documents requested are relevant or would likely lead to the discovery of admissible evidence, the documents shall be subject to further orders by the court or the administrative law judge to protect the confidentiality thereof. An order directing the release of information shall be immediately reviewable, and a petition by the [secretary] **director** for review of the order shall automatically stay any further proceedings in a trial court or administrative hearing until the disposition of the petition by the reviewing court. If any other party files a petition for review, such filing shall stay proceedings only upon an order of the reviewing court.

362.1115. 1. The following information held by the [secretary] **director** is confidential and exempt from chapter 610:

(1) Any personal identifying information appearing in records relating to a registration or an annual certification of a family trust company;

(2) Any personal identifying information appearing in records relating to an examination of a family trust company;

(3) Any personal identifying information appearing in reports of examinations, operations, or conditions of a family trust company, including working papers;

(4) Any portion of a list of names of the shareholders or members of a family trust company;

(5) Information received by the [secretary] **director** from a person from another state or nation or the federal government that is otherwise confidential or exempt under the laws of such state or nation or under federal law; and

(6) An emergency cease and desist order issued under section 362.1090 until the emergency order is made permanent, unless the [secretary] **director** finds that such confidentiality will result in substantial risk of financial loss to the public.

2. Information made confidential and exempt under subsection 1 of this section may be disclosed by the [secretary] **director** to:

(1) The authorized representative or representatives of the family trust company under examination. The authorized representative or representatives shall be identified in a resolution or by written consent of the board of directors if a corporation or the managers if a limited liability company;

(2) A fidelity insurance company upon written consent of the family trust company's board of directors if a corporation or its managers if a limited liability company;

(3) An independent auditor upon written consent of the family trust company's board of directors if a corporation or its managers if a limited liability company;

(4) A liquidator, receiver, or conservator if appointed. However, any portion of the information that discloses the identity of a bondholder, customer, family member, member, or stockholder shall be redacted by the [secretary] **director** before releasing such information;

(5) Any other state, federal, or foreign agency responsible for the regulation or supervision of family trust companies;

(6) A law enforcement agency in the furtherance of such agency's official duties and responsibilities;

(7) The appropriate law enforcement or prosecutorial agency for the purpose of reporting any suspected criminal activity; or

(8) Comply with a legislative subpoena. A legislative body or committee that receives records or information pursuant to such subpoena shall maintain the confidential status of such records or information. However, in a case involving the investigation of charges against a public official subject to impeachment or removal, records or information may be disclosed to the extent necessary as determined by the legislative body or committee.

3. This section shall not prevent or restrict the publication of:

(1) A report required by federal law; or

(2) The name of the family trust company and the address of its registered agent.

4. The willful disclosure of information made confidential and exempt by this section is a class E felony.

362.1116. The [secretary] **director** may issue forms and orders and, after notice and comment, may adopt and amend rules necessary or appropriate to carry out the provisions of sections 362.1010 to 362.1117 and may repeal rules and forms.

362.1117. 1. Except as otherwise provided in sections 362.1010 to 362.1117, any interested person aggrieved by any order of the [secretary] **director** or [secretary's] **director's** designee under any provision of sections 362.1010 to 362.1117 shall be entitled to a hearing before the [secretary] **director** or the

[secretary's] **director's** authorized representative in accordance with the provisions of chapter 536. A cease and desist order issued by the [secretary] **director** or [secretary's] **director's** designee is subject to judicial review in accordance with the provisions of chapter 536 in the circuit court of Cole County.

2. A rule adopted under sections 362.1010 to 362.1117 is subject to judicial review in accordance with the provisions of chapter 536 in the circuit court of Cole County.”; and

Further amend said bill, Page 57, Section 375.1183, Line 184, by inserting after all of said section and line the following:

“376.1345. 1. As used in this section, unless the context clearly indicates otherwise, terms shall have the same meaning as ascribed to them in section 376.1350.

2. No health carrier, nor any entity acting on behalf of a health carrier, shall restrict methods of reimbursement to health care providers for health care services to a reimbursement method requiring the provider to pay a fee, discount the amount of their claim for reimbursement, or remit any other form of remuneration in order to redeem the amount of their claim for reimbursement.

3. **(1) If a health carrier [initiates or changes] proposes to initiate or change the method used to reimburse a health care provider to a method of reimbursement that will require the health care provider to pay a fee, discount the amount of its claim for reimbursement, or remit any other form of remuneration to the health carrier or any entity acting on behalf of the health carrier in order to redeem the amount of its claim for reimbursement, as described in subsection 2 of this section, the health carrier or an entity acting on its behalf shall first receive approval from the health care provider before reimbursing the health care provider with such payment method.**

(2) If a health carrier is currently reimbursing a health care provider with a payment method described in subsection 2 of this section, the health care provider may send one notice to the health carrier for all the health care provider's patients covered by such health carrier stating that the health care provider declines to be reimbursed with a payment method described in subsection 2 of this section. Such notice shall remain in effect for the duration of the contract unless the health care provider requests otherwise in the manner described in paragraph (b) of subdivision (3) of this subsection. All payments made by the health carrier to the health care provider after receipt of the notice declining to be reimbursed with a payment method described in subsection 2 of this section shall not require the health care provider to pay a fee, discount the amount of the provider's claim for reimbursement, or remit any other form of remuneration in order to redeem the amount of the provider's claim for reimbursement.

(3) A health carrier that proposes to reimburse a health care provider with a payment method described in subsection 2 of this section shall:

[(1)] **(a)** Notify such health care provider of the fee, discount, or other remuneration required to receive reimbursement through the new or different reimbursement method; and

[(2)] **(b)** In such notice, provide clear instructions to the health care provider as to how to select [an alternative] **the payment method described in subsection 2 of this section**, and upon request **by the health care provider** such [alternative] payment method shall be [used] **allowed** to reimburse the provider until the provider requests otherwise.

4. A health carrier shall allow the provider to select to be reimbursed by an electronic funds transfer through the Automated Clearing House Network as required pursuant to 45 C.F.R. Sections 162.925, 162.1601, and 162.1602, and if the provider makes such selection, the health carrier shall use such reimbursement method to reimburse the provider until the provider requests otherwise.

5. An amount a health carrier claims was overpaid to a provider may only be collected, withheld, or recouped from the provider, or third party that submitted the provider's claim under the third party's provider identification number, to whom the overpaid amount was originally paid. The notice of withholding or recoupment by a health carrier shall also inform the provider or third party of the health care service, date of service, and patient for which the recoupment is being made.

6. Violation of this section shall be deemed an unfair trade practice under sections 375.930 to 375.948.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 74, Section 442.210, Line 38, by inserting after all of said section and line the following:

“456.950. 1. As used in this section, “qualified spousal trust” means a trust:

(1) The settlors of which are married to each other at the time of the creation of the trust; and

(2) The terms of which provide that during the joint lives of the settlors **or the life of the sole surviving settlor** all property transferred to, or held by, the trustee are:

(a) Held and administered in one trust for the benefit of both settlors, **which may be** revocable by either settlor or both settlors while either or both are alive, **and by one settlor after the death or incapacity of the other**, and each settlor having the right to receive distributions of income or principal, whether mandatory or within the discretion of the trustee, from the entire trust for the joint lives of the settlors and for the survivor's life; or

(b) Held and administered in two **or more** separate shares of one trust for the benefit of each **or both** of the settlors, with the trust revocable by each settlor with respect to that settlor's separate share of that trust without the participation or consent of the other settlor, and each settlor having the right to receive distributions of income or principal, whether mandatory or within the discretion of the trustee, from that settlor's separate share for that settlor's life; or

(c) Held and administered under the terms and conditions contained in paragraphs (a) and (b) of this subdivision.

2. A qualified spousal trust may contain any other trust terms that are not inconsistent with the provisions of this section, including, without limitation, a discretionary power to distribute trust property to a person in addition to a settlor.

3. All property at any time held in a qualified spousal trust, without regard to how such property was titled prior to it being so held[,]:

(1) Shall have the same immunity from the claims of a separate creditor of either settlor as if such property were held outside the trust by the settlors as tenants by the entirety, unless otherwise provided in writing by the settlor or settlors who transferred such property to the trust, and such property shall be treated for that purpose, including without limitation, federal and state bankruptcy laws, as tenants by entirety property[. Property held in a qualified spousal trust];

(2) With the exception of any written financial obligations, written guarantees, or secured or unsecured transactions executed by the settlors and held in a qualified spousal trust, shall continue to be immune and exempt from attachment during the life of the surviving settlor to the extent the property was held in a qualified spousal trust prior to the death of the first settlor and remains in a qualified spousal trust. This includes any property appreciation; and

(3) Shall cease to receive immunity from the claims of creditors upon the dissolution of marriage of the settlors by a court.

4. As used in this section, “property” means any interest in any type of property held in a qualified spousal trust, the income thereon, and any property into which such interest, proceeds, or income may be converted.

5. Upon the death of each settlor, all property held by the trustee of the qualified spousal trust shall be distributed as directed by the then current terms of the governing instrument of such trust. Upon the death of the first settlor to die, if immediately prior to death the predeceased settlor’s interest in the qualified spousal trust was then held **or deemed to be held** in such settlor’s separate share, the property held in such settlor’s separate share may pass into an irrevocable trust for the benefit of the surviving settlor **or other beneficiary** upon such terms as the governing instrument shall direct, including without limitation a spendthrift provision as provided in section 456.5-502. **Property may be held in or transferred to a settlor’s joint or separate share of a trust:**

(1) By designation under the current terms of the governing instrument of such trust;

(2) According to the specific titling of property or other designation that refers to such joint or separate share of such trust; or

(3) By designation to the trustee as the owner as provided in section 456.1-113.

6. The respective rights of settlors who are married to each other in any property for purposes of a dissolution of the settlors’ marriage shall not be affected or changed by reason of the transfer of that property to, or its subsequent administration as an asset of, a qualified spousal trust during the marriage of the settlors, unless both settlors expressly agree otherwise in writing.

7. No transfer to a qualified spousal trust shall avoid or defeat the Missouri uniform fraudulent transfer act in chapter 428.

8. This section shall apply to all trusts which fulfill the criteria set forth in this section for a qualified spousal trust regardless of whether such trust was created before, on, or after August 28, 2011.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 51, Section 361.1035, Line 10, by inserting after all of said section and line the following:

“362.245. 1. The affairs and business of the corporation shall be managed by a board of directors, consisting of not less than five nor more than thirty-five stockholders who shall be elected annually; except, that trust companies in existence on October 13, 1967, may continue to divide the directors into three classes of equal number, as near as may be, and to elect one class each year for three-year terms. Notwithstanding any provision of this chapter to the contrary, a director who is not a stockholder shall have all the rights, privileges, and duties of a director who is a stockholder.

2. Each director shall be a citizen of the United States, and **except for a private trust company as described under section 361.160**, at least a majority of the directors must be residents of this state at the time of their election and during their continuance in office; provided, however, that if a director actually resides within a radius of one hundred miles of the banking house of said bank or trust company, even though his or her residence be in another state adjoining and contiguous to the state of Missouri, he or she shall for the purposes of this section be considered as a resident of this state and in the event such director shall be a nonresident of the state of Missouri he or she shall upon his or her election as a director file with the president of the banking house or such other chief executive [office] **officer** as otherwise permitted by this chapter written consent to service of legal process upon him in his or her capacity as a director by service of the legal process upon the president as though the same were personally served upon the director in Missouri.

3. If at a time when not more than a majority of the directors are residents of this state, **except for a private trust company as described under section 361.160**, any director shall cease to be a resident of this state or adjoining state as [defined] **described** in subsection 2 of this section, he or she shall forthwith cease to be a director of the bank or trust company and his or her office shall be vacant.

4. No person shall be a director in any bank or trust company against whom such bank or trust company shall hold a judgment.

5. Cumulative voting shall only be permitted at any meeting of the members or stockholders in electing directors when it is provided for in the articles of incorporation or bylaws.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 2, Line 11, by inserting after all of said line the following:

“Further amend said bill, Page 52, Section 374.192, Line 15, by inserting after all of said section and line the following:

“375.020. 1. Beginning January 1, 2008, each insurance producer, unless exempt pursuant to section 375.016, licensed to sell insurance in this state shall successfully complete courses of study as required by

this section. Any person licensed to act as an insurance producer shall, during each two years, attend courses or programs of instruction or attend seminars equivalent to a minimum of sixteen hours of instruction. Of the sixteen hours' training required in this subsection, the hours need not be divided equally among the lines of authority in which the producer has qualified. The courses or programs attended by the producer during each two-year period shall include instruction on Missouri law, products offered in any line of authority in which the producer is qualified, producers' duties and obligations to the department, and business ethics, including sales suitability. Course credit shall be given to members of the general assembly as determined by the department.

2. Subject to approval by the director, the courses or programs of instruction which shall be deemed to meet the director's standards for continuing educational requirements shall include, but not be limited to, the following:

- (1) American College Courses (CLU, ChFC);
- (2) Life Underwriters Training Council (LUTC);
- (3) Certified Insurance Counselor (CIC);
- (4) Chartered Property and Casualty Underwriter (CPCU);
- (5) Insurance Institute of America (IIA);
- (6) Any other professional financial designation approved by the director by rule;

(7) An insurance-related course taught by an accredited college or university or qualified instructor who has taught a course of insurance law at such institution;

(8) A course or program of instruction or seminar developed or sponsored by any authorized insurer, recognized producer association or insurance trade association, or any other entity engaged in the business of providing education courses to producers. A local producer group may also be approved if the instructor receives no compensation for services.

3. A person teaching any approved course of instruction or lecturing at any approved seminar shall qualify for the same number of classroom hours as would be granted to a person taking and successfully completing such course, seminar or program.

4. Excess hours accumulated during any two-year period may be carried forward to the two-year period immediately following the two-year period in which the course, program or seminar was held.

5. For good cause shown, the director may grant an extension of time during which the educational requirements imposed by this section may be completed, but such extension of time shall not exceed the period of one calendar year. The director may grant an individual waiver of the mandatory continuing education requirement upon a showing by the licensee that it is not feasible for the licensee to satisfy the requirements prior to the renewal date. Waivers may be granted for reasons including, but not limited to:

- (1) Serious physical injury or illness;
- (2) Active duty in the armed services for an extended period of time;
- (3) Residence outside the United States; or

(4) The licensee is at least seventy years of age.

6. Every person subject to the provisions of this section shall furnish in a form satisfactory to the director, written certification as to the courses, programs or seminars of instruction taken and successfully completed by such person. Every provider of continuing education courses authorized in this state shall, within thirty working days of a licensed producer completing its approved course, provide certification to the director of the completion in a format prescribed by the director.

7. The provisions of this section shall not apply to those natural persons holding licenses for any kind or kinds of insurance for which an examination is not required by the law of this state, nor shall they apply to any limited lines insurance producer license or restricted license as the director may exempt.

8. The provisions of this section shall not apply to a life insurance producer who is limited by the terms of a written agreement with the insurer to transact only specific life insurance policies having an initial face amount of [fifteen] **twenty** thousand dollars or less, or annuities having an initial face amount of [fifteen] **twenty** thousand dollars or less, that are designated by the purchaser for the payment of funeral or burial expenses. The director may require the insurer entering into the written agreements with the insurance producers pursuant to this subsection to certify as to the representations of the insurance producers.

9. Rules and regulations necessary to implement and administer this section shall be promulgated by the director, including, but not limited to, rules and regulations regarding the following:

(1) Course content and hour credits: the insurance advisory board established by section 375.019 shall be utilized by the director to assist him in determining acceptable content of courses, programs and seminars to include classroom equivalency;

(2) Filing fees for course approval: every applicant seeking approval by the director of a continuing education course under this section shall pay to the director a filing fee of fifty dollars per course. Fees shall be waived for state and local insurance producer groups. Such fee shall accompany any application form required by the director. Courses shall be approved for a period of no more than one year. Applicants holding courses intended to be offered for a longer period must reapply for approval. Courses approved by the director prior to August 28, 1993, for which continuous certification is sought should be resubmitted for approval sixty days before the anniversary date of the previous approval.

10. All funds received pursuant to the provisions of this section shall be transmitted by the director to the department of revenue for deposit in the state treasury to the credit of the insurance dedicated fund. All expenditures necessitated by this section shall be paid from funds appropriated from the insurance dedicated fund by the legislature.”; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 2, Line 11, by deleting said line and inserting in lieu thereof the following:

“received by the municipality for a period of two years.

205.160. The county commissions of the several counties of this state, both within and outside such counties, except in counties of the third or fourth classification (other than the county in which the hospital is located) where there already exists a hospital organized pursuant to [chapters 96,] **chapter 205** [or 206]; provided, however, that this exception shall not prohibit the continuation of existing activities otherwise allowed by law, are hereby authorized, as provided in sections 205.160 to 205.340, to establish, construct, equip, improve, extend, repair and maintain public hospitals and engage in health care activities, and may issue bonds therefor as authorized by the general law governing the incurring of indebtedness by counties.

205.165. 1. The board of trustees of any hospital authorized under this subsection and organized under the provisions of sections 205.160 to 205.340 may invest [up to fifteen percent of their] **its** funds not required for immediate disbursement in obligations or for the operation of the hospital **as follows:**

(1) Up to fifteen percent of such funds into:

(a) Any mutual [fund, in the form of an investment company, in which shareholders combine money to invest in a variety of] funds that invest in stocks, bonds, or real estate, or any combination thereof;

(b) Stocks[,];

(c) Bonds[, and] that have:

a. One of the five highest long-term ratings or the highest short-term rating issued by a nationally recognized rating agency; and

b. A final maturity of ten years or less;

(d) Money-market investments; or

(e) Any combination of investments described in paragraphs (a) to (d) of this subdivision;

(2) Up to thirty-five percent of such funds into:

(a) Mutual funds that invest in stocks, bonds, or real estate, or any combination thereof;

(b) Bonds that meet the rating and maturity requirements of paragraph (c) of subdivision (1) of this subsection;

(c) Money-market investments; or

(d) Any combination of investments described in paragraphs (a) to (c) of this subdivision; and

(3) The remaining percentage into any investment in which the state treasurer is allowed to invest.

2. The provisions of this section shall only apply if the hospital[:

(1) Is located within a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants; and

(2)] receives less than [one] three percent of its annual revenues from county or state taxes.

205.190. 1. The trustees shall, within ten days after their appointment or election, qualify by taking the oath of civil officers and organize as a board of hospital trustees by the election of one of their number as chairman, one as secretary, one as treasurer, and by the election of such other officers as they may deem necessary.

2. No trustee shall receive any compensation for his or her services performed, but a trustee may receive reimbursement for any cash expenditures actually made for personal expenses incurred as such trustee, and an itemized statement of all such expenses and money paid out shall be made under oath by each of such trustees and filed with the secretary and allowed only by the affirmative vote of all of the trustees present at a meeting of the board.

3. The board of hospital trustees shall make and adopt such bylaws, rules and regulations for its own guidance and for the government of the hospital as may be deemed expedient for the economic and equitable conduct thereof, not inconsistent with sections 205.160 to 205.340 and the ordinances of the city or town wherein such public hospital is located. The board shall provide by regulation for the bonding of the chief executive officer and may require a bond of the treasurer of the board and of any employee of the hospital as it deems necessary. The costs of all bonds required shall be paid out of the hospital fund. Except as provided in subsection 4 of this section, it shall have the exclusive control of the deposit, investment, and expenditure of all moneys collected to the credit of the hospital fund, and of the purchase of site or sites, the purchase or construction of any hospital buildings, and of the supervision, care and custody of the grounds, rooms or buildings purchased, constructed, leased or set apart for that purpose; provided, that all moneys received for such hospital shall be credited to the hospital and deposited into the depository thereof for the sole use of such hospital in accordance with the provisions of sections 205.160 to 205.340. All funds received by each such hospital shall be paid out only upon warrants ordered drawn by the treasurer of the board of trustees of said county upon the properly authenticated vouchers of the hospital board.

4. The trustees shall have authority, both within and outside the county, except in counties of the third or fourth classification (other than the county in which the hospital is located) where there already exists a hospital organized pursuant to [chapters 96,] **chapter** 205 [or 206]; provided that this exception shall not prohibit the continuation of existing activities otherwise allowed by law, to operate, maintain and manage a hospital and hospital facilities, and to make and enter into contracts, for the use, operation or management of a hospital or hospital facilities; to engage in health care activities; to make and enter into leases of equipment and real property, a hospital or hospital facilities, as lessor or lessee, regardless of the duration of such lease; provided that any lease of substantially all of the hospital, as the term "hospital" is defined in section 197.020, wherein the board of trustees is lessor shall be entered into only with the approval of the county commission wherein such hospital is located and provided that in a county of the second, third or fourth classification, the income to such county from such lease of substantially all of the hospital shall be appropriated to provide health care services in the county; and further to provide rules and regulations for the operation, management or use of a hospital or hospital facilities. Any agreement entered into pursuant to this subsection pertaining to the lease of the hospital, as herein defined, shall have a definite termination date as negotiated by the parties, but this shall not preclude the trustees from entering into a renewal of the agreement with the same or other parties pertaining to the same or other subjects upon such terms and conditions as the parties may agree. Notwithstanding any other law to the contrary, the county commission in any noncharter county of the first classification wherein such hospital is located

may separately negotiate and enter into contractual agreements with the lessee as a condition of approval of any lease authorized pursuant to this subsection.

5. The board of hospital trustees shall have power to appoint a suitable chief executive officer and necessary assistants and fix their compensation, and shall also have power to remove such appointees; and shall in general carry out the spirit and intent of sections 205.160 to 205.340 in establishing and maintaining a county public hospital.

6. The board of hospital trustees may establish and operate a day care center to provide care exclusively for the children of the hospital's employees. A day care center established by the board shall be licensed pursuant to the provisions of sections 210.201 to 210.245. The operation of a day care center shall be paid for by fees or charges, established by the board, and collected from the hospital employees who use its services. The board, however, is authorized to receive any private donations or grants from agencies of the federal government intended for the support of the day care center.

7. The board of hospital trustees shall hold meetings at least once each month, shall keep a complete record of all its proceedings; and three members of the board shall constitute a quorum for the transaction of business.

8. One of the trustees shall visit and examine the hospital at least twice each month and the board shall, during the first week in January of each year, file with the county commission of the county a report of its proceedings with reference to such hospital and a statement of all receipts and expenditures during the year; and shall at such time certify the amount necessary to maintain and improve the hospital for the ensuing year.”; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 1359, Page 1, Section A, Line 10, by inserting after all of said section and line the following:

“110.075. 1. As used in this section, the following terms shall mean:

(1) “Depository”, banking institution headquartered in or maintaining a full-service branch in this state which is selected by a municipality to hold and manage public funds;

(2) “Governing body”, any city council, board of aldermen, or board of trustees;

(3) “Municipal depositories”, any state-chartered or federally chartered banking institution as defined in Article IV, Section 15 of the Constitution of Missouri;

(4) “Municipality”, any city or village in this state;

(5) “Public funds”, funds owned or controlled by a municipality, including tax revenues, fees, grants, and other sources of income.

2. All municipalities shall select depositories through a competitive process in accordance with the provisions in this section. The governing body of each municipality shall develop and publish a

request for proposals which shall outline the requirements for selecting one or more municipal depositories. Such requirements shall address or include the following matters:

(1) The municipality shall use due diligence for determining the financial stability and soundness of the depository based on publicly available financial reports and other public sources;

(2) Safe custody and liquidity of public funds, including deposit insurance coverage and pledge of collateral or investment in appropriate government securities as authorized for public funds;

(3) Interest rates and fees offered;

(4) Services offered, including online banking, cash management, deposit sweep and repurchase accounts, investment in a common trust fund in eligible securities for municipalities and political subdivision, and other banking service options;

(5) Compliance with all applicable state and federal banking regulations;

(6) Convenient and efficient treasury functions, including if the location of the depository institution shall be required to be located within the municipality or in the same county as the municipality.

3. Banking institutions interested in becoming the municipal depository shall respond to the municipality's request for proposals within the time frame specified by the municipality in the request.

4. The governing body shall evaluate the proposals based on the criteria outlined in the request for proposals and select a banking institution that best meets the municipality's needs and objectives.

5. The selected banking institution shall enter into a contract with the municipality outlining the terms and conditions of the depository relationship, including, but not limited to, the interest rates, fees, and services to be provided.

6. Municipalities shall maintain records of the selection process, including all proposals received by the municipality for a period of two years.”; and

Further amend said bill, Page 74, Section 442.210, Line 38, by inserting after all of said section and line the following:

“[95.280. 1. Subject to the provisions of section 110.030, the city council, at its regular meetings in July of each year, may receive sealed proposals for the deposit of the city funds from banking institutions doing business within the city that desire to be selected as the depository of the funds of the city. Notice that bids will be received shall be published by the city clerk not less than one nor more than four weeks before the meeting, in some newspaper published in the city. Any banking institution doing business in the city, desiring to bid, shall deliver to the city clerk, on or before the day of the meeting, a sealed proposal stating the rate percent upon daily balances that the banking institution offers to pay to the city for the privilege of being the depository of the funds of the city for the year next ensuing the date of the meeting; or, in the event that the selection is made for a less term than one year, as herein provided, then for the time between the

date of the bid and the next regular time for the selection of a depository. It is a misdemeanor for the city clerk or other person to disclose directly or indirectly the amount of any bid to any person before the selection of the depository.

2. Notwithstanding the provisions of subsection 1 of this section to the contrary, the city council of any third class city with a population of more than fifteen thousand and less than nineteen thousand that is located in any county of the fourth classification with a population of more than forty thousand and less than forty-eight thousand three hundred, or of any city of the third classification with more than ten thousand five hundred but less than ten thousand six hundred inhabitants may receive sealed proposals for the deposit of city funds from banking institutions doing business within the city at any of the regular meetings of such city. The city shall send notice of bids to each banking institution in the city by regular mail at the time the notice is published in the newspaper in subsection 1 of this section. The banking institution selected as the depository shall be offered a depository contract for a maximum of two years. Any such city shall follow the bid procedure established in subsection 1 of this section, except as otherwise provided in this subsection.]

[95.285. 1. Except as provided in subsection 2 of this section, upon the opening of the sealed proposals submitted, the city council shall select as the depository of the funds of the city the banking institution offering to pay to the city the largest amount for the privilege; except that the council may reject any or all bids. Within five days after the selection of the depository, the banking institution selected shall deposit the securities as required by sections 110.010 and 110.020. The rights and duties of the parties to the depository contract are as provided in section 110.010.

2. Notwithstanding any provision of section 95.280 or this section to the contrary, the contract term for any city of the third classification with more than ten thousand five hundred but less than ten thousand six hundred inhabitants shall begin on the first day of August following the receipt of the bid proposals.]

[95.355. Boards of aldermen in cities of the fourth class, at their first regular meetings in the months of January, April, July and October of each year, may select a depository for the funds of their respective cities, for the length of time and under the rules and regulations that are provided and prescribed by ordinance therefor. The rights and duties of the parties to the depository contract are as provided in section 110.010. The deposits shall be secured by deposit of securities as required by sections 110.010 and 110.020. The depository shall be a banking institution doing business within the city. If such depository cannot be selected, or such satisfactory arrangements made, the boards of aldermen may invest the moneys upon the terms and under the conditions provided by law for the loaning of county and school moneys.]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

HOUSE BILLS ON THIRD READING

HB 1495, introduced by Representative Griffith, entitled:

An Act to amend chapter 42, RSMo, by adding thereto one new section relating to the Missouri veterans commission.

Was called from the Informal Calendar and taken up by Senator Black.

Senator Black offered **SS** for **HB 1495**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1495

An Act to repeal section 301.3061, RSMo, and to enact in lieu thereof eleven new sections relating to veterans.

Senator Black moved that **SS** for **HB 1495** be adopted.

Senator Moon raised the point of order that **SS** for **HB 1495** violates Senate Rules 54 and 57.

The point of order was referred to the President Pro Tem, who ruled it not well taken.

Senator Eigel offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1495, Page 1, Section A, Line 5, by inserting after all of said line the following:

“41.092. No member of the National Guard of this state shall be required by the governor or the adjutant general to receive a vaccination against COVID-19 as a condition of active state duty service pursuant to section 41.480 or as a condition for any other duty or training not in federal service.”; and

Further amend the title and enacting clause accordingly.

Senator Eigel moved that the above amendment be adopted, which motion prevailed on a standing division vote.

Senator Thompson Rehder offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Bill No. 1495, Page 2, Section 42.022, Line 31, by inserting after all of said line the following:

“191.479. 1. For the purpose of this section, a “bona fide physician-patient relationship” means a relationship between a physician and a patient in which the physician:

(1) Has completed an assessment of the patient's medical history and current medical condition, including an in-person examination of the patient;

(2) Has consulted with the patient with respect to the patient's medical condition; and

(3) Is available to provide follow-up care and treatment to the patient.

2. Notwithstanding the provisions of chapter 195 or 579 or any other provision of law to the contrary, any person who acquires, uses, produces, possesses, transfers, or administers psilocybin for the person's own therapeutic use shall not be in violation of state or local law and shall not be subject to a civil fine, penalty, or sanction so long as the following conditions are met:

(1) The person is a veteran, as defined in section 42.002, who resides in Missouri;

(2) The person is twenty-one years of age or older;

(3) The person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care;

(4) The person has enrolled in a study regarding the use of psilocybin to treat posttraumatic stress disorder, major depressive disorder, or substance use disorders or for end-of-life care;

(5) The person informs the department of mental health that the person plans to acquire, use, produce, possess, transfer, or administer psilocybin in accordance with this section;

(6) The person provides the department with:

(a) Documentation from a physician with whom the patient has a bona fide physician-patient relationship that the person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care;

(b) The name of the facilitator who will be present with the person when they use psilocybin, who is one of the following:

a. A physician licensed under chapter 334;

b. A psychologist licensed under chapter 337;

c. A master's-level mental health therapist with full clinical experience such as a licensed clinical social worker, marital and family therapist, or professional counselor, as such professions are licensed under chapter 337, or a registered art therapist;

d. A nurse licensed under chapter 335 with a doctor of nursing practice degree;

e. A physician assistant licensed under chapter 334; or

f. An advanced practice registered nurse licensed under chapter 335, including, but not limited to, a psychiatric-mental health nurse practitioner;

(c) The address of the location where the use of psilocybin will take place; and

(d) The time period, not to exceed twelve months, during which the person will use psilocybin;

(7) The person ensures that a laboratory licensed by the state to test controlled substances tests the psilocybin the person intends to ingest; and

(8) The person limits the use of psilocybin to no more than one hundred and fifty milligrams of psilocybin analyte (4-phosphoryloxy-N, N-dimethyltryptamine) during any twelve-month period.

3. (1) A facilitator described under subsection 2 of this section, in order to serve as a facilitator, shall have completed a training program specific to psilocybin consistent with the most current American Psychedelic Practitioners Association Professional Practice Guidelines for Psychedelic-Assisted Therapy and shall comply with such guidelines. The curriculum of a training program under this subsection shall cover all content areas set forth in the guidelines and shall consist of no less than thirty hours of synchronous learning. Facilitators, excluding those who are psychologists, psychiatrists, or psychiatric-mental health nurse practitioners, shall complete one and one half continuing education hours of training on the most current version of the Diagnostic and Statistical Manual of Mental Disorders within the facilitator's respective licensure renewal period and prior to facilitating a psilocybin session.

(2) An individual shall have training in posttraumatic stress disorder, complex posttraumatic stress disorder, major depressive disorder, substance use disorder, or end-of-life care in order to serve as a facilitator for a person seeking psilocybin-assisted psychotherapy to treat such conditions.

4. Notwithstanding the provisions of chapter 195 or 579 or any other provision of law to the contrary:

(1) Any person twenty-one years of age or older who assists another person in any of the acts allowed under subsection 2 of this section shall not be in violation of state or local law and shall not be subject to a civil fine, penalty, or sanction; and

(2) Any laboratory licensed by the state to test controlled substances or cannabis that tests psilocybin for a person engaged in acts allowed under subsection 2 of this section shall not be in violation of state or local law and shall not be subject to a civil fine, penalty, or sanction.

5. Subject to appropriation, the department shall provide grants totaling three million dollars for research on the use and efficacy of psilocybin for persons described in subsection 2 of this section.

6. The department shall prepare and submit to the governor, lieutenant governor, and the general assembly annual reports on any information collected by the department on the implementation and outcomes of the use of psilocybin as described in subsection 2 of this section.

7. The department shall maintain the confidentiality of any personally identifiable protected information collected from any persons who provide information to the department under subsection 2 of this section.

8. Notwithstanding any other provision of law to the contrary, the department, any health care providers, and any other person involved in the acts described in subsection 2 of this section shall not be subject to criminal or civil liability or sanction under the laws of this state for providing care to a person engaged in acts allowed under subsection 2 of this section, except in cases of gross negligence or willful misconduct. No health care provider shall be subject to discipline against his

or her professional license for providing care to a person engaged in acts allowed under subsection 2 of this section.

9. Notwithstanding any other provision of law to the contrary, a physician shall not be subject to criminal or civil liability or sanction under the laws of this state for providing documentation that a person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care, and no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's provision of documentation that a person suffers from posttraumatic stress disorder, major depressive disorder, or a substance use disorder or requires end-of-life care.

10. Notwithstanding any other provision of law to the contrary, no state agency, including employees therein, shall disclose to the federal government, any federal government employee, or any unauthorized third party the statewide list or any individual information of persons who meet the requirements of this section.

191.480. 1. For purposes of this section, the following terms shall mean:

(1) "Eligible patient", a person who meets all of the following:

(a) Has a terminal, **life-threatening, or severely debilitating condition or** illness;

(b) Has considered all other treatment options currently approved by the United States Food and Drug Administration and all relevant clinical trials conducted in this state;

(c) Has received a prescription or recommendation from the person's physician for an investigational drug, biological product, or device;

(d) Has given written informed consent which shall be at least as comprehensive as the consent used in clinical trials for the use of the investigational drug, biological product, or device or, if the patient is a minor or lacks the mental capacity to provide informed consent, a parent or legal guardian has given written informed consent on the patient's behalf; and

(e) Has documentation from the person's physician that the person has met the requirements of this subdivision;

(2) "Investigational drug, biological product, or device", a drug, biological product, or device, any of which are used to treat the patient's terminal illness, that has successfully completed phase one of a clinical trial but has not been approved for general use by the United States Food and Drug Administration and remains under investigation in a clinical trial[. The term shall not include Schedule I controlled substances];

(3) "**Life-threatening, diseases or conditions:**

(a) **Where the likelihood of death is high unless the course of the disease is interrupted; and**

(b) **With potentially fatal outcomes, where the end point of clinical trial analysis is survival;**

(4) "**Severely debilitating, diseases or conditions that cause major irreversible morbidity;**

(5) “Terminal illness”, a disease that without life-sustaining procedures will result in death in the near future or a state of permanent unconsciousness from which recovery is unlikely.

2. A manufacturer of an investigational drug, biological product, or device may make available the manufacturer's investigational drug, biological product, or device to eligible patients under this section. This section does not require that a manufacturer make available an investigational drug, biological product, or device to an eligible patient. A manufacturer may:

(1) Provide an investigational drug, biological product, or device to an eligible patient without receiving compensation; or

(2) Require an eligible patient to pay the costs of or associated with the manufacture of the investigational drug, biological product, or device.

3. This section does not require a health care insurer to provide coverage for the cost of any investigational drug, biological product, or device. A health care insurer may provide coverage for an investigational drug, biological product, or device.

4. This section does not require the department of corrections to provide coverage for the cost of any investigational drug, biological product, or device.

5. Notwithstanding any other provision of law to the contrary, no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's recommendation to an eligible patient regarding prescription for or treatment with an investigational drug, biological product, or device. Action against a health care provider's Medicare certification based solely on the health care provider's recommendation that a patient have access to an investigational drug, biological product, or device is prohibited.

6. If a provision of this section or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.

7. If the clinical trial is closed due to lack of efficacy or toxicity, the drug shall not be offered. If notice is given on a drug, product, or device taken by a patient outside of a clinical trial, the pharmaceutical company or patient's physician shall notify the patient of the information from the safety committee of the clinical trial.

8. Except in the case of gross negligence or willful misconduct, any person who manufactures, imports, distributes, prescribes, dispenses, or administers an investigational drug or device to an eligible patient with a terminal illness in accordance with this section shall not be liable in any action under state law for any loss, damage, or injury arising out of, relating to, or resulting from:

(1) The design, development, clinical testing and investigation, manufacturing, labeling, distribution, sale, purchase, donation, dispensing, prescription, administration, or use of the drug or device; or

(2) The safety or effectiveness of the drug or device.”; and

Further amend said bill, by inserting after all of said line the following:

“630.1170. 1. Notwithstanding the provisions of chapter 195 or 579 to the contrary, the department of mental health, in collaboration with a hospital operated by an institution of higher education in this state or contract research organizations conducting trials approved by the United States Food and Drug Administration, shall conduct a study on the efficacy of using alternative medicine and therapies, including, the use of psilocybin, in the treatment of patients who suffer from posttraumatic stress disorder, major depressive disorder, or substance abuse disorders or who require end-of-life care.

2. (1) In conducting this study, the department, in collaboration with the hospitals or research organizations described in subsection 1 of this section and subject to appropriation, shall:

(a) Perform a study on the therapeutic efficacy of using psilocybin in the treatment of patients who suffer from posttraumatic stress disorder, major depressive disorder, or substance use disorders or who require end-of-life care; and

(b) Review current literature regarding:

a. The safety and efficacy of psilocybin in the treatment of patients who suffer from posttraumatic stress disorder, major depressive disorder, or substance use disorders or who require end-of-life care; and

b. The access that patients have to psilocybin for such treatment.

(2) The department shall prepare and submit to the governor, lieutenant governor, and the general assembly the following:

(a) Quarterly reports on the progress of the study; and

(b) A written report, submitted one year following the commencement of the study, which shall:

a. Contain the results of the study and any recommendations for legislative or regulatory action; and

b. Highlight those clinical practices that appear to be most successful as well as any safety or health concerns.

3. The department shall maintain the confidentiality of any personally identifiable protected information collected during the study described in this section.

4. Notwithstanding any other provision of law to the contrary, the department, any health care providers, and any other person involved in the study described in this section shall not be subject to criminal or civil liability or sanction under the laws of this state for participating in the study, except in cases of gross negligence or willful misconduct. No health care provider shall be subject to discipline against his or her professional license for participation in the study.

5. Notwithstanding any other provision of law to the contrary, a physician shall not be subject to criminal or civil liability or sanction under the laws of this state for referring a patient to the study described in this section, and no state agency or regulatory board shall revoke, fail to renew, or take any other action against a physician's license issued under chapter 334 based solely on the physician's referral of a patient to the study described in this section.”; and

Further amend the title and enacting clause accordingly.

Senator Thompson Rehder moved that the above amendment be adopted, which motion prevailed.

At the request of Senator Black, **SS** for **HB 1495** was withdrawn.

The Senate observed a moment of silence for veterans.

On motion of Senator Black, **HB 1495** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington—30					

NAYS—Senators—None

Absent—Senators

Brown (16th Dist.)	Hough	Williams—3
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Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Black, title to the bill was agreed to.

Senator Black moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

PRIVILEGED MOTIONS

Senator Brown (26) moved that **SS** for **SCS** for **SB 912**, with **HCS**, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS** for **SCS** for **SB 912**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 912

An Act to repeal sections 42.051, 115.085, 143.174, 143.175, 173.239, 301.142, 301.3030, 301.3061, and 302.188, RSMo, and to enact in lieu thereof forty-four new sections relating to military affairs, with a delayed effective date for a certain section.

Was taken up.

Senator Fitzwater assumed the Chair.

Senator Brown (26) moved that **HCS** for **SS** for **SCS** for **SB 912**, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Koenig	Luetkemeyer	May	McCreery	Mosley
O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington—29						

NAYS—Senator Moon—1

Absent—Senators

Brown (16th Dist.) Hough Williams—3

Absent with leave—Senators—None

Vacancies—1

Senator Bean assumed the Chair.

On motion of Senator Brown (26), **HCS** for **SS** for **SCS** for **SB 912** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger	Fitzwater
Gannon	Hoskins	Koenig	Luetkemeyer	May	McCreery	Mosley
O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington—29						

NAYS—Senator Moon—1

Absent—Senators

Brown (16th Dist.) Hough Williams—3

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Brown (26), title to the bill was agreed to.

Senator Brown (26) moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

HOUSE BILLS ON THIRD READING

HB 2062, introduced by Representative Brown (16), entitled:

An Act to amend chapter 535, RSMo, by adding thereto one new section relating to a moratorium on eviction proceedings.

Was called from the Informal Calendar and taken up by Senator Trent.

Senator Trent offered **SS** for **HB 2062**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 2062

An Act to repeal sections 140.010, 140.250, 140.420, 140.980, 140.981, 140.982, 140.983, 140.984, 140.985, 140.986, 140.987, 140.988, 140.991, 140.1000, 140.1006, 140.1009, 140.1012, 141.220, 141.230, 141.250, 141.270, 141.290, 141.300, 141.320, 141.330, 141.360, 141.410, 141.440, 141.500, 141.520, 141.535, 141.540, 141.550, 141.560, 141.570, 141.580, 141.610, 141.620, 141.680, 141.700, 141.820, 141.830, 141.840, 141.850, 141.860, 141.870, 141.880, 141.890, 141.900, 141.910, 141.920, 141.930, 141.931, 141.940, 141.950, 141.960, 141.970, 141.980, 141.984, 141.1009, and 249.255, RSMo, and section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, and to enact in lieu thereof fifty-four new sections relating to the use of real property, with penalty provisions.

Senator Trent moved that **SS** for **HB 2062** be adopted.

Senator Roberts offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 2062, Page 83, Section 249.255, Line 18, by inserting after all of said line the following:

“253.544. Sections 253.544 to 253.559 shall be known and may be cited as the “Missouri Historic, Rural Revitalization, and Regulatory Streamlining Act”.

253.545. As used in sections [253.545] **253.544** to 253.559, the following terms mean, unless the context requires otherwise:

(1) **“Applicable percentage”:**

(a) **For the rehabilitation of a property that receives or intends to receive a state tax credit under sections 135.350 to 135.363, twenty-five percent;**

(b) **For the rehabilitation of a property located in a qualifying county approved for a state tax credit and that is not a property that receives or intends to receive a state tax credit under sections 135.350 to 135.363, thirty-five percent; or**

(c) **For the rehabilitation of a property not located in a qualifying county approved for a tax credit, twenty-five percent;**

(2) **“Certified historic structure”, a [property] building located in Missouri and either:**

(a) Listed individually on the National Register of Historic Places; **or**

(b) Located in a National Register-listed historic district or a local district that has been certified by the United States Department of the Interior and certified by the Secretary of the Interior or the state historic preservation office as a contributing resource in the district;

[(2)] (3) “Deed in lieu of foreclosure or voluntary conveyance”, a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(4) “Department”, the department of economic development;

[(3)] (5) “Eligible property”, property located in Missouri and offered or used for residential or business purposes;

(6) “Eligible recipient”, an individual taxpayer or nonprofit entity incurring expenses in connection with an eligible property;

(7) “Historic theater”, any historic theater that is a certified historic structure or is located in a historic district;

(8) “Historic school”, any historic school that is a certified historic structure or that is located in a historic district;

[(4)] (9) “Leasehold interest”, a lease in an eligible property for a term of not less than thirty years;

[(5)] (10) “Principal”, a managing partner, general partner, or president of a taxpayer;

[(6)] “Projected net fiscal benefit”, the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;]

[(7)] (11) “Qualified census tract”, a census tract **or census block** with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department [of economic development] and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;

[(8)] “Structure in a certified historic district”, a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;]

(12) “Qualified rehabilitation standards”, the Secretary of the Interior's Standards for Rehabilitation, codified under 36 CFR 67;

(13) “Qualifying county”, any county or portion thereof in this state that is not:

(a) Within a city with more than four hundred thousand inhabitants and located in more than one county; or

(b) A city not within a county;

[(9)] **(14)** “Taxpayer”, any person, firm, partnership, trust, estate, limited liability company, or corporation.

253.550. 1. **(1)** Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under Section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.

(2) Any taxpayer incurring costs and expenses for the rehabilitation of eligible property that is in a qualifying county and is a certified historic structure shall, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed under chapters 143 and 148, excluding withholding tax imposed under sections 143.191 to 143.265, on such taxpayer in an amount equal to thirty-five percent of the total costs and expenses of rehabilitation incurred on or after July 1, 2024. Ten percent of the total costs and expenses of rehabilitation upon which the tax credit is based may be incurred for investigation assessments and building stabilization before the taxpayer submits the application for tax credits under sections 253.544 to 253.559. Such total costs and expenses of rehabilitation shall include, but not be limited to, qualified rehabilitation expenditures as defined under 26 U.S.C. Section 47(c)(2)(A), as amended, and related regulations, if:

(a) Such qualified rehabilitation expenditures exceed fifty percent of the total basis in the property; and

(b) The rehabilitation meets the qualified rehabilitation standards of the Secretary of the United States Department of the Interior for rehabilitation of historic structures.

(3) State historic rehabilitation standards shall not be more restrictive than the Secretary of the Interior’s Standards for Rehabilitation set forth under 36 CFR 67.

2. (1) [During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, but ending before June 30, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2018,] The department

[of economic development] shall not approve applications for tax credits **for properties not located in a qualified census tract** under the provisions of subsections [4] **6** and [10] **12** of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection [4] **6** of section 253.559 for projects to receive less than [two] **four** hundred seventy-five thousand dollars in tax credits, **which number shall be annually adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency, provided that no such adjustments shall be made after June 30, 2030.**

(2) For each fiscal year beginning on or after July 1, 2018, the department shall authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections [4] **6** and [10] **12** of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract. **Projects that receive preliminary approval that are located within a qualified census tract may receive an authorization of tax credit under either subdivision (1) of this subsection or this subdivision, but such projects shall first be authorized from the tax credit amount in this subdivision before being authorized from the tax credit amount in subdivision (1) of this subsection. The thirty million dollars in tax credits provided in this subdivision shall be annually adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency, provided that no such adjustments shall be made after June 30, 2030.**

(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under [subdivision (1)] **subdivisions (1) and (2)** of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department [of economic development] shall publish such adjusted amount.

3. (1) For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property [which] **that is a [nonincome] non-income-producing single-family[, owner-occupied] residential property occupied by the taxpayer applicant or any relative within the third degree of consanguinity or affinity of such applicant and that is either a certified historic structure or a structure in a certified historic district.**

(2) For all applications for tax credits, an amount equal to the applicable percentage may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property **that is a non-income-producing single-family residential property occupied by the taxpayer applicant or any relative within the third degree of consanguinity or affinity of such applicant and that is either a certified historic structure or a structure in a certified historic district. For properties not located in a qualifying county, tax credits shall not be issued under this subdivision unless the property is located in a distressed community, as defined under section 135.530.**

4. The limitations on tax credit authorization provided under the provisions of subsection 2 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to October 1, 2018; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before October 1, 2018, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the **qualified rehabilitation** standards [consistent with the standards of the Secretary of the United States Department of the Interior], and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

5. A single-resource certified historic structure of more than one million gross square feet with a Part I approval or on the National Register before January 1, 2024, shall be subject to the dollar caps under subsection 2 of section 253.550, provided that, for any such projects that are eligible for tax credits in an amount exceeding sixty million dollars, the total amount of tax credits for such project counted toward the annual limits provided in subsection 2 of section 253.550 shall be spread over a period of six years with one-sixth of such amount allocated each year if:

(1) The project otherwise meets all the requirements of this section;

(2) The project meets the ten percent incurred costs test under subsection 9 of section 253.559 within thirty-six months after an award is issued; and

(3) The taxpayer agrees with the department of economic development, on a form prescribed by the department, to then claim the entire award of the original “state historical tax credits” over three state fiscal years with the initial year being the calendar year when the tax credits are issued.

253.557. 1. If the amount of such credit exceeds the total tax liability for the year in which the rehabilitated property is placed in service, the amount that exceeds the state tax liability may be carried back to any of the three preceding years and carried forward for credit against the taxes imposed pursuant to chapter 143 and chapter 148, except for sections 143.191 to 143.265 for the succeeding ten years, or until the full credit is used, whichever occurs first. Not-for-profit entities[,] including, but not limited to, corporations organized as not-for-profit corporations pursuant to chapter 355 shall be [ineligible] **eligible** for the tax credits authorized under sections [253.545 through 253.561] **253.544 to 253.559**. Taxpayers eligible for [such] tax credits may transfer, sell, or assign the credits. Credits granted to a partnership, a limited liability company taxed as a partnership, or multiple owners of property shall be passed through to the partners, members, or owners respectively pro rata or pursuant to an executed agreement among the partners, members, or owners documenting an alternate distribution method.

2. The assignee of the tax credits, hereinafter the assignee for purposes of this subsection, may use acquired credits to offset up to one hundred percent of the tax liabilities otherwise imposed pursuant to chapter 143 and chapter 148, except for sections 143.191 to 143.265. The assignor shall perfect such

transfer by notifying the department [of economic development] in writing within thirty calendar days following the effective date of the transfer and shall provide any information as may be required by the department [of economic development] to administer and carry out the provisions of this section.

253.559. 1. To obtain approval for tax credits allowed under sections [253.545] **253.544** to 253.559, a taxpayer shall submit an application for tax credits to the department [of economic development]. **The department shall establish an application cycle that allows for year-round submission and year-round receipt and review of such applications.** Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection [10] **12** of this section, shall be prioritized for review and approval, in the order of the date on which the application was postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department [of economic development] for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection [10] **12** of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a [closing statement] **county assessor record as proof of ownership**. Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district **or part 1 of a federal application or a draft national register of historic places nomination has been submitted to the state historic preservation office. In such instances, the application may proceed as a preliminary application concurrent with the associated federal process for nomination to the National Register of Historic Places;**

(5) A copy of [all] land use [and building approvals reasonably necessary for the commencement of the project] **plans**; and

(6) Any other information [which] the department [of economic development] may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department [of economic development] shall notify the taxpayer in writing of the decision to

remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. (1) In evaluating an application for tax credits submitted under this section, the department [of economic development] shall also consider:

(a) The amount of projected net fiscal benefit of the project to the state and local municipality[, and the period in which the state and municipality would realize such net fiscal benefit] **as calculated based on reasonable methods;**

(b) The overall size and quality of the proposed project, including, **but not limited to:**

a. The estimated number of new jobs **or housing units, or both**, to be created by the project[.];

b. **The estimated number of construction jobs and professional jobs associated with the project that are included in total project costs;**

c. **Capital improvements created by a project and the potential of future community investments and improvements;**

d. **Increased revenues from sales or property taxes;**

e. The potential multiplier effect of the project[.]; and

f. **Other** similar factors; **and**

(c) [The level of economic distress in the area; and]

[(d)] Input from the local elected officials in the local municipality in which the proposed project is located as to the importance of the proposed project to the municipality. [For any proposed project in any city not within a county, input from the local elected officials shall include, but shall not be limited to, the president of the board of aldermen.]

(2) The provisions of this subsection shall not apply to **historic schools or theaters or** applications for projects to receive less than [two] **four** hundred seventy-five thousand dollars in tax credits, **which number shall be annually adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency.**

4. (1) **The department shall promptly notify the state historic preservation office of each preliminary application for tax credits. After receipt of such notice, the state historic preservation office shall determine whether a rehabilitation satisfies the qualified rehabilitation standards within sixty days of a taxpayer filing an initial application for tax credits. The determination shall be based upon evidence that the rehabilitation will meet qualified rehabilitation standards, and that evidence shall consist of one of the following:**

(a) **Preliminary approval by the state historic preservation office; or**

(b) **An approved part 2 of the federal application, which the state historic preservation office shall forward directly to the department without any additional review by such office.**

(2) If the state historic preservation office approves the application for tax credits within the sixty-day determination period established in subdivision (1) of this subsection, such office shall forward the application with any review comments to the National Park Service and shall forward any such review comments to the applicant. If such office fails to approve the application within the sixty-day determination period, such office shall forward the application without any comments to the National Park Service and shall have no further opportunity to submit any comments on such application.

(3) Conditions on a state preliminary application or on part 2 of a federal application shall not delay preliminary state approval but shall be addressed by the applicant for final approval of such application.

(4) Any application for state tax credits that does not include an application for federal tax credits or a nomination to the federal National Register of Historic Places shall be reviewed by the state historic preservation office within sixty days of a notice received under subdivision (1) of this subsection.

(5) (a) An application for state tax credits may provide information indicating that the project is a phased rehabilitation project as described under 26 U.S.C. Section 47, as amended. Such application for a phased rehabilitation project shall include at least the following:

a. A schedule of the phases of the project with a beginning and end date for each phase and the expected costs for the whole project. The applicant may submit detailed plans for the project at a later time within the application process;

b. The adjusted total basis of such project, which shall be submitted with the schedule of phases of the project; and

c. A statement that the applicant agrees to begin each phase of such project within twelve months of the start date for such phase listed in the schedule of the phases.

(b) The applicant may submit a preliminary certification of costs upon the completion of each phase of the project.

(c) Upon approval of the cost certification submitted and the work completed on each phase of such project, the department shall issue eighty percent of the amount of the state tax credit for which the taxpayer is approved under this section. The remaining twenty percent of the amount of the state tax credit for which the taxpayer is approved under this section shall be issued upon the final approval of the project under this section.

(6) If the department determines that the amount of tax credits issued to a taxpayer under subdivision (5) of this subsection is in excess of the total amount of tax credits such taxpayer is eligible to receive, the department shall notify such taxpayer, and such taxpayer shall repay the department an amount equal to such excess.

5. If the department [of economic development] deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance

thereafter with all other requirements of law as a condition to any claim for such credits. If the department [of economic development] disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted. **If the scope of a project for which an application has been approved under this section materially changes, the taxpayer shall be eligible to receive additional tax credits in the year in which the department is notified of and approves of such change in scope, subject to the provisions of subsection 2 of section 253.550 and subsection 7 of this section, if applicable; however, if such project was originally approved prior to August 28, 2018, the department shall evaluate the change in scope of the project under the criteria in effect prior to such date. A change in project scope shall be considered material under this subsection if:**

(1) The project was not previously subject to a material change in scope for which additional tax credits were approved; and

(2) The requested amount of tax credits for the project after the change in scope is higher than the originally approved amount of tax credits.

[5.] 6. Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains [the same] **a principal of the taxpayer**, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

[6.] 7. In the event that the department [of economic development] grants approval for tax credits equal to the total amount available **or authorized, as applicable**, under subsection 2 of section 253.550, or sufficient that when totaled with all other approvals, the amount available **or authorized, as applicable**, under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department [of economic development] that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department [of economic development] and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval **or authorized, as applicable**.

[7.] 8. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within [sixty] **one hundred twenty** days following the award of credits evidence of the capacity of the applicant to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department [of economic development] determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of

such failure and the applicant shall have a thirty-day period from the date of such notice to submit additional evidence to remedy the failure.

[8.] **9.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within [nine] **twenty-four** months of the date of issuance of the letter from the department [of economic development] granting the approval for tax credits. “Commencement of rehabilitation” shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. **Taxpayers shall notify the department of any loss of site control or of any failure to exercise any option to obtain site control within the prescribed time period within ten days of such loss or failure.** If the department [of economic development] determines that a taxpayer has **lost or failed to obtain site control of the eligible property or otherwise** failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded [and such amount of tax credits]. **A taxpayer may voluntarily forfeit such approval at any time by written notice to the department. Any approval rescinded or forfeited under this subsection** shall then be included in the total amount of tax credits **available in the year of such rescission or forfeiture**, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval [shall be subject to rescission] **is rescinded or forfeited under this subsection** shall be notified of such from the department [of economic development] and, upon receipt of such notice, may submit a new application for the project. **If a taxpayer's approval is rescinded or forfeited under this subsection and such taxpayer later submits a new application for the same project, any expenditures eligible for tax credits under section 253.550 that are incurred by such taxpayer from and after the date of the rescinded or forfeited approval shall remain eligible expenditures for the purposes of determining the amount of tax credits that may be approved under section 253.550.**

[9.] **10. (1) (a)** To claim the credit authorized under sections [253.550] **253.544** to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department [of economic development], which[, in consultation with the department of natural resources,] shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the **qualified rehabilitation** standards [of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources].

(b) Evidence that the completed rehabilitation meets the qualified rehabilitation standards shall be shown by one of the following:

- a. Final approval by the state historic preservation office; or**
- b. An approved part 3 of the federal application.**

(c) The state historic preservation office shall review each final application within sixty days and then forward the application to the National Park Service and send copies of any review comments to the applicant. If the state historic preservation office fails to review the application within sixty days, the application shall be forwarded without comments to the National Park Service

and the state historic preservation office shall have no further opportunity to submit comments on such application.

(d) An award of tax credits under sections 253.544 to 253.559 shall be contingent on and awarded upon the listing of such eligible property on the National Register of Historic Places.

(2) Within seventy-five days of the department's receipt of all materials required by the department for an application for final approval and issuance of tax credits, which shall include a state approval by the state historic preservation office or an approved part 3 of the federal application for projects receiving federal rehabilitation credits, the department shall issue to the taxpayer tax credit certificates in the amount of seventy-five percent of the lesser of:

(a) The total amount of the tax credits for which the taxpayer is eligible as provided in the taxpayer's certification of qualified expenses submitted with an application for final approval; or

(b) The total amount of tax credits approved for such project under subsection 3 of this section, including any amounts approved in connection with a material change in the scope of the project.

(3) Within one hundred twenty days of the department's receipt of all materials required by the department for an application of final approval and issuance of tax credits for a project, the department shall, unless such project is under appeal under subsection 14 of this section:

(a) Make a final determination of the total costs and expenses of rehabilitation and the amount of tax credits to be issued for such costs and expenses;

(b) Notify the taxpayer in writing of its final determination; and

(c) Issue to the taxpayer tax credit certificates in an amount equal to the remaining amount of tax credits such taxpayer is eligible to receive, as determined by the department, but was not issued in the initial tax credit issuance under subdivision (2) of this subsection.

(4) If the department determines that the amount of tax credits issued to a taxpayer in the initial tax credit issuance under subdivision (2) of this subsection is in excess of the total amount of tax credits such taxpayer is eligible to receive, the department shall notify such taxpayer, and such taxpayer shall repay the department an amount equal to such excess.

(5) For financial institutions credits authorized pursuant to sections [253.550 to 253.561] **253.544 to 253.559** shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department [of economic development]. The department [of economic development] shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[10.] **11.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection [4] **6** of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to

such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[11.] **12.** The department [of economic development] shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property.

13. (1) With regard to an application submitted under sections 253.544 to 253.559, an applicant or an applicant's duly authorized representative may appeal any official decision, including all preliminary or final approvals, denials of approvals, or dollar amounts of issued tax credits, made by the department of economic development or the state historic preservation office. Such an appeal shall constitute an administrative review of the decision and shall not be conducted as an adjudicative proceeding.

(2) The department shall establish an equitable appeals process.

(3) The appeals process shall incorporate an independent review panel consisting of members of the private sector and the department.

(4) The department shall name an independent appeals officer as chair.

(5) An appeal shall be submitted to the designated appeals officer or review panel in writing within thirty days of receipt by the applicant or the applicant's duly authorized representative of the decision that is the subject of the appeal and shall include all information the appellant wishes the appeals officer or review panel to consider in deciding the appeal.

(6) Within fourteen days of receipt of an appeal, the appeals officer or review panel shall notify the department of economic development or the state historic preservation office that an appeal is pending, identify the decision being appealed, and forward a copy of the information submitted by the appellant. The department of economic development or the state historic preservation office may submit a written response to the appeal within thirty days.

(7) The appellant shall be entitled to one meeting with the appeals officer or review panel to discuss the appeal, and the appeals officer or review panel may schedule additional meetings at the officer's or panel's discretion. The department of economic development or the state historic preservation office may appear at any such meeting.

(8) The appeals officer or review panel shall consider the record of the decision in question; any further written submissions by the appellant, department of economic development, or state historic preservation office; and other available information and shall deliver a written decision to all parties as promptly as circumstances permit but no later than ninety days after the initial receipt of an appeal by the appeals officer or review panel.

(9) The appeals officer and the members of the review panel shall serve without compensation.”;
and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Schroer offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for House Bill No. 2062, Page 84, Section 436.337, Line 6, by inserting after all of said line the following:

“442.404. 1. As used in this section, the following terms shall mean:

(1) “Homeowners' association”, a nonprofit corporation or unincorporated association of homeowners created under a declaration to own and operate portions of a planned community or other residential subdivision that has the power under the declaration to assess association members to pay the costs and expenses incurred in the performance of the association's obligations under the declaration or tenants-in-common with respect to the ownership of common ground or amenities of a planned community or other residential subdivision. This term shall not include a condominium unit owners' association as defined and provided for in subdivision (3) of section 448.1-103 or a residential cooperative;

(2) “Political signs”, any fixed, ground-mounted display in support of or in opposition to a person seeking elected office or a ballot measure excluding any materials that may be attached;

(3) “Solar panel or solar collector”, a device used to collect and convert solar energy into electricity or thermal energy, including but not limited to photovoltaic cells or panels, or solar thermal systems.

2. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of political signs.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of political signs.

(3) A homeowners' association may remove a political sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the political sign. Subject to the foregoing, a homeowners' association shall not remove a political sign from the property of a homeowner or impose any fine or penalty upon the homeowner unless it has given such homeowner three days after providing written notice to the homeowner, which notice shall specifically identify the rule and the nature of the violation.

3. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall limit or prohibit, or have the effect of limiting or prohibiting, the installation of solar panels or solar collectors on the rooftop of any property or structure.

(2) A homeowners' association may adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the placement of solar panels or solar collectors to the extent that those rules do not prevent the installation of the device, impair the functioning of the device, restrict the use of the device, or adversely affect the cost or efficiency of the device.

(3) The provisions of this subsection shall apply only with regard to rooftops that are owned, controlled, and maintained by the owner of the individual property or structure.

4. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of sale signs on the property of a homeowner or property owner including, but not limited to, any yard on the property, or nearby street corners.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of sale signs.

(3) A homeowners' association may remove a sale sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the sale sign. Subject to the foregoing, a homeowners' association shall not remove a sale sign from the property of a homeowner or property owner or impose any fine or penalty upon the homeowner or property owner unless it has given such homeowner or property owner three business days after the homeowner or property owner receives written notice from the homeowners' association, which notice shall specifically identify the rule and the nature of the alleged violation.

5. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting ownership or pasturing of up to six chickens on a lot that is two tenths of an acre or larger, including prohibitions against a single chicken coop designed to accommodate up to six chickens.

(2) A homeowners' association may adopt reasonable rules, subject to applicable statutes or ordinances, regarding ownership or pasturing of chickens, including a prohibition or restriction on ownership or pasturing of roosters.”; and

Further amend the title and enacting clause accordingly.

Senator Schroer moved that the above amendment be adopted, which motion prevailed.

Senator Washington offered **SA 3**:

SENATE AMENDMENT NO. 3

Amend Senate Substitute for House Bill No. 2062, Page 86, Section 534.602, Line 85, by striking “twenty-four” and inserting in lieu thereof the following: **“forty-eight”**; and further amend said page, lines 93-95, by striking all of said lines; and

Further amend said bill and section, page 87, lines 96-107, by striking all of said lines; and further amend said section by renumbering the remaining subsections accordingly; and

Further amend said bill, page 91, section 534.604, lines 16-17, by striking “E felony” and inserting in lieu thereof the following: **“A misdemeanor”** and

Further amend said bill and page, section 569.200, lines 4-5, by striking “E felony” and inserting in lieu thereof the following: **“A misdemeanor”**.

Senator Washington moved that the above amendment be adopted, which motion prevailed on a standing division vote.

Senator Black offered **SA 4**:

SENATE AMENDMENT NO. 4

Amend Senate Substitute for House Bill No. 2062, Page 91, Section 569.200, Line 5, by inserting after all of said line the following:

“640.144. 1. All community water systems shall be required to create a valve inspection program that includes:

(1) Inspection of all valves every ten years;

(2) Scheduled repair or replacement of broken valves; and

(3) Within five years of August 28, 2020, identification of each shut-off valve location using a geographic information system or an alternative physical mapping system that accurately identifies the location of each valve.

2. All community water systems shall be required to create a hydrant inspection program that includes:

(1) [Annual] **Scheduled** testing of every hydrant in the community water system;

(2) Scheduled repair or replacement of broken hydrants;

(3) A plan to flush every hydrant and dead-end main;

(4) Maintenance of records of inspections, tests, and flushings for six years; and

(5) Within five years of August 28, 2020, identification of each hydrant location using a geographic information system or an alternative physical mapping system that accurately identifies the location of each hydrant.

3. The provisions of this section shall not apply to any state parks, cities with a population of more than thirty thousand inhabitants, a county with a charter form of government and with more than six hundred thousand but fewer than seven hundred thousand inhabitants, a county with a charter form of government and with more than nine hundred fifty thousand inhabitants, or a public service commission regulated utility with more than thirty thousand customers.”; and

Further amend the title and enacting clause accordingly.

Senator Black moved that the above amendment be adopted, which motion prevailed.

Senator Brown (26) offered SA 5:

SENATE AMENDMENT NO. 5

Amend Senate Substitute for House Bill No. 2062, Page 5, Section 44.251, Line 110, by inserting after all of said line the following:

“67.288. 1. For purposes of this section, the following terms mean:

(1) “Electric vehicle”, any vehicle that operates, either partially or exclusively, on electrical energy from the grid or an off-board source that is stored onboard for a motive purpose;

(2) “Electric vehicle charging station”, a public or private parking space that is served by battery charging station equipment that has as its primary purpose the transfer of electric energy by conductive or inductive means to a battery or other energy storage device in an electric vehicle.

2. Notwithstanding any other provision of law to the contrary, no political subdivision shall adopt any ordinance, resolution, regulation, code, or policy that requires electric vehicle charging stations or infrastructure for future installation of electric vehicle charging stations on any parking lot owned or leased to any church or nonprofit organization exempt from taxation under 26 U.S.C. Section 501(c)(3) of the Internal Code of 1986, as amended.

3. Nothing in this section shall prohibit a business owner or property owner from paying for the installation, maintenance, or operation of an electric vehicle charging station.”; and

Further amend the title and enacting clause accordingly.

Senator Brown (26) moved that the above amendment be adopted, which motion prevailed.

Pursuant to Senate Rule 92 and having voted on the prevailing side, Senator Roberts moved that the vote that which SA 1 was adopted, be reconsidered, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Coleman	Crawford	Eigel	Eslinger	Gannon
Hoskins	Koenig	Luetkemeyer	May	McCreery	Moon	Mosley
O’Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington—29						

NAYS—Senators—None

Absent—Senators

Cierpiot	Fitzwater	Hough	Williams—4
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Absent with leave—Senators—None

Vacancies—1

At the request of Senator Roberts, SA 1 was withdrawn.

Senator Roberts offered SA 6:

SENATE AMENDMENT NO. 6

Amend Senate Substitute for House Bill No. 2062, Page 83, Section 249.255, Line 18, by inserting after all of said line the following:

“253.544. Sections 253.544 to 253.559 shall be known and may be cited as the “Missouri Historic, Rural Revitalization, and Regulatory Streamlining Act”.

253.545. As used in sections [253.545] 253.544 to 253.559, the following terms mean, unless the context requires otherwise:

(1) “Applicable percentage”:

(a) For the rehabilitation of a property that receives or intends to receive a state tax credit under sections 135.350 to 135.363, twenty-five percent;

(b) For the rehabilitation of a property located in a qualifying county approved for a state tax credit and that is not a property that receives or intends to receive a state tax credit under sections 135.350 to 135.363, thirty-five percent; or

(c) For the rehabilitation of a property not located in a qualifying county approved for a tax credit, twenty-five percent;

(2) “Certified historic structure”, a [property] **building located in Missouri and **either:****

(a) Listed individually on the National Register of Historic Places; or

(b) Located in a National Register-listed historic district or a local district that has been certified by the United States Department of the Interior and certified by the Secretary of the Interior or the state historic preservation office as a contributing resource in the district;

[(2)] (3) “Deed in lieu of foreclosure or voluntary conveyance”, a transfer of title from a borrower to the lender to satisfy the mortgage debt and avoid foreclosure;

(4) “Department”, the department of economic development;

[(3)] (5) “Eligible property”, property located in Missouri and offered or used for residential or business purposes;

(6) “Eligible recipient”, an individual taxpayer or nonprofit entity incurring expenses in connection with an eligible property;

(7) “Historic theater”, any historic theater that is a certified historic structure or is located in a historic district;

(8) “Historic school”, any historic school that is a certified historic structure or that is located in a historic district;

[(4)] (9) “Leasehold interest”, a lease in an eligible property for a term of not less than thirty years;

[(5)] (10) “Principal”, a managing partner, general partner, or president of a taxpayer;

[(6)] (11) “Projected net fiscal benefit”, the total net fiscal benefit to the state or municipality, less any state or local benefits offered to the taxpayer for a project, as determined by the department of economic development;]

[(7)] (11) “Qualified census tract”, a census tract **or census block with a poverty rate of twenty percent or higher as determined by a map and listing of census tracts which shall be published by the department [of economic development] and updated on a five-year cycle, and which map and listing shall depict census tracts with twenty percent poverty rate or higher, grouped by census tracts with twenty percent to forty-two percent poverty, and forty-two percent to eighty-one percent poverty as determined by the most current five-year figures published by the American Community Survey conducted by the United States Census Bureau;**

[(8) “Structure in a certified historic district”, a structure located in Missouri which is certified by the department of natural resources as contributing to the historic significance of a certified historic district listed on the National Register of Historic Places, or a local district that has been certified by the United States Department of the Interior;]

(12) “Qualified rehabilitation standards”, the Secretary of the Interior's Standards for Rehabilitation, codified under 36 CFR 67;

(13) “Qualifying county”, any county or portion thereof in this state that is not:

(a) Within a city with more than four hundred thousand inhabitants and located in more than one county; or

(b) A city not within a county;

[(9)] **(14) “Taxpayer”, any person, firm, partnership, trust, estate, limited liability company, or corporation.**

1. **(1) Any taxpayer incurring costs and expenses for the rehabilitation of eligible property, which is a certified historic structure or structure in a certified historic district, may, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed pursuant to chapters 143 and 148, except for sections 143.191 to 143.265, on such taxpayer in an amount equal to twenty-five percent of the total costs and expenses of rehabilitation incurred after January 1, 1998, which shall include, but not be limited to, qualified rehabilitation expenditures as defined under Section 47(c)(2)(A) of the Internal Revenue Code of 1986, as amended, and the related regulations thereunder, provided the rehabilitation costs associated with rehabilitation and the expenses exceed fifty percent of the total basis in the property and the rehabilitation meets standards consistent with the standards of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources.**

(2) Any taxpayer incurring costs and expenses for the rehabilitation of eligible property that is in a qualifying county and is a certified historic structure shall, subject to the provisions of this section and section 253.559, receive a credit against the taxes imposed under chapters 143 and 148, excluding withholding tax imposed under sections 143.191 to 143.265, on such taxpayer in an amount equal to thirty-five percent of the total costs and expenses of rehabilitation incurred on or after July 1, 2024. Ten percent of the total costs and expenses of rehabilitation upon which the tax credit is based may be incurred for investigation assessments and building stabilization before the taxpayer submits the application for tax credits under sections 253.544 to 253.559. Such total costs and expenses of rehabilitation shall include, but not be limited to, qualified rehabilitation expenditures as defined under 26 U.S.C. Section 47(c)(2)(A), as amended, and related regulations, if:

(a) Such qualified rehabilitation expenditures exceed fifty percent of the total basis in the property; and

(b) The rehabilitation meets the qualified rehabilitation standards of the Secretary of the United States Department of the Interior for rehabilitation of historic structures.

(3) State historic rehabilitation standards shall not be more restrictive than the Secretary of the Interior's Standards for Rehabilitation set forth under 36 CFR 67.

2. (1) [During the period beginning on January 1, 2010, but ending on or after June 30, 2010, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed seventy million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2010, but ending before June 30, 2018, the department of economic development shall not approve applications for tax credits under the provisions of subsections 4 and 10 of section 253.559 which, in the aggregate, exceed one hundred forty million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. For each fiscal year beginning on or after July 1, 2018,] The department [of economic development] shall not approve applications for tax credits **for properties not located in a qualified census tract** under the provisions of subsections [4] **6** and [10] **12** of section 253.559 which, in the aggregate, exceed ninety million dollars, increased by any amount of tax credits for which approval shall be rescinded under the provisions of section 253.559. The limitations provided under this subsection shall not apply to applications approved under the provisions of subsection [4] **6** of section 253.559 for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

(2) For each fiscal year beginning on or after July 1, 2018, the department shall authorize an amount up to, but not to exceed, an additional thirty million dollars in tax credits issued under subsections [4] **6** and [10] **12** of section 253.559, provided that such tax credits are authorized solely for projects located in a qualified census tract. **Projects that receive preliminary approval that are located within a qualified census tract may receive an authorization of tax credit under either subdivision (1) of this subsection or this subdivision, but such projects shall first be authorized from the tax credit amount in this subdivision before being authorized from the tax credit amount in subdivision (1) of this subsection.**

(3) For each fiscal year beginning on or after July 1, 2018, if the maximum amount of tax credits allowed in any fiscal year as provided under subdivisions (1) and (2) of this subsection is authorized, the maximum amount of tax credits allowed under [subdivision (1)] **subdivisions (1) and (2)** of this subsection shall be adjusted by the percentage increase in the Consumer Price Index for All Urban Consumers, or its successor index, as such index is defined and officially reported by the United States Department of Labor, or its successor agency. Only one such adjustment shall be made for each instance in which the provisions of this subdivision apply. The director of the department [of economic development] shall publish such adjusted amount.

3. (1) For all applications for tax credits approved on or after January 1, 2010, no more than two hundred fifty thousand dollars in tax credits may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property [which] **that is a [nonincome] non-income-producing single-family[, owner-occupied] residential property occupied by the taxpayer applicant or any relative within the third degree of consanguinity or affinity of such applicant and that is either a certified historic structure or a structure in a certified historic district.**

(2) **For all applications for tax credits, an amount equal to the applicable percentage may be issued for eligible costs and expenses incurred in the rehabilitation of an eligible property that is a non-income-producing single-family residential property occupied by the taxpayer applicant or any**

relative within the third degree of consanguinity or affinity of such applicant and that is either a certified historic structure or a structure in a certified historic district. For properties not located in a qualifying county, tax credits shall not be issued under this subdivision unless the property is located in a distressed community, as defined under section 135.530.

4. The limitations on tax credit authorization provided under the provisions of subsection 2 of this section shall not apply to:

(1) Any application submitted by a taxpayer, which has received approval from the department prior to October 1, 2018; or

(2) Any taxpayer applying for tax credits, provided under this section, which, on or before October 1, 2018, has filed an application with the department evidencing that such taxpayer:

(a) Has incurred costs and expenses for an eligible property which exceed the lesser of five percent of the total project costs or one million dollars and received an approved Part I from the Secretary of the United States Department of Interior; or

(b) Has received certification, by the state historic preservation officer, that the rehabilitation plan meets the **qualified rehabilitation** standards [consistent with the standards of the Secretary of the United States Department of the Interior], and the rehabilitation costs and expenses associated with such rehabilitation shall exceed fifty percent of the total basis in the property.

5. A single-resource certified historic structure of more than one million gross square feet with a Part I approval or on the National Register before January 1, 2024, shall be subject to the dollar caps under subsection 2 of section 253.550, provided that, for any such projects that are eligible for tax credits in an amount exceeding sixty million dollars, the total amount of tax credits for such project counted toward the annual limits provided in subsection 2 of section 253.550 shall be spread over a period of six years with one-sixth of such amount allocated each year if:

(1) The project otherwise meets all the requirements of this section;

(2) The project meets the ten percent incurred costs test under subsection 9 of section 253.559 within thirty-six months after an award is issued; and

(3) The taxpayer agrees with the department of economic development, on a form prescribed by the department, to then claim the entire award of the original “state historical tax credits” over three state fiscal years with the initial year being the calendar year when the tax credits are issued.

253.557. 1. If the amount of such credit exceeds the total tax liability for the year in which the rehabilitated property is placed in service, the amount that exceeds the state tax liability may be carried back to any of the three preceding years and carried forward for credit against the taxes imposed pursuant to chapter 143 and chapter 148, except for sections 143.191 to 143.265 for the succeeding ten years, or until the full credit is used, whichever occurs first. Not-for-profit entities[,] including, but not limited to, corporations organized as not-for-profit corporations pursuant to chapter 355 shall be [ineligible] **eligible** for the tax credits authorized under sections [253.545 through 253.561] **253.544 to 253.559**. Taxpayers eligible for [such] tax credits may transfer, sell, or assign the credits. Credits granted to a partnership, a limited liability company taxed as a partnership, or multiple owners of property shall be passed through

to the partners, members, or owners respectively pro rata or pursuant to an executed agreement among the partners, members, or owners documenting an alternate distribution method.

2. The assignee of the tax credits, hereinafter the assignee for purposes of this subsection, may use acquired credits to offset up to one hundred percent of the tax liabilities otherwise imposed pursuant to chapter 143 and chapter 148, except for sections 143.191 to 143.265. The assignor shall perfect such transfer by notifying the department [of economic development] in writing within thirty calendar days following the effective date of the transfer and shall provide any information as may be required by the department [of economic development] to administer and carry out the provisions of this section.

253.559. 1. To obtain approval for tax credits allowed under sections [253.545] **253.544** to 253.559, a taxpayer shall submit an application for tax credits to the department [of economic development]. **The department shall establish an application cycle that allows for year-round submission and year-round receipt and review of such applications.** Each application for approval, including any applications received for supplemental allocations of tax credits as provided under subsection [10] **12** of this section, shall be prioritized for review and approval, in the order of the date on which the application was postmarked, with the oldest postmarked date receiving priority. Applications postmarked on the same day shall go through a lottery process to determine the order in which such applications shall be reviewed.

2. Each application shall be reviewed by the department [of economic development] for approval. In order to receive approval, an application, other than applications submitted under the provisions of subsection [10] **12** of this section, shall include:

(1) Proof of ownership or site control. Proof of ownership shall include evidence that the taxpayer is the fee simple owner of the eligible property, such as a warranty deed or a [closing statement] **county assessor record as proof of ownership.** Proof of site control may be evidenced by a leasehold interest or an option to acquire such an interest. If the taxpayer is in the process of acquiring fee simple ownership, proof of site control shall include an executed sales contract or an executed option to purchase the eligible property;

(2) Floor plans of the existing structure, architectural plans, and, where applicable, plans of the proposed alterations to the structure, as well as proposed additions;

(3) The estimated cost of rehabilitation, the anticipated total costs of the project, the actual basis of the property, as shown by proof of actual acquisition costs, the anticipated total labor costs, the estimated project start date, and the estimated project completion date;

(4) Proof that the property is an eligible property and a certified historic structure or a structure in a certified historic district **or part 1 of a federal application or a draft national register of historic places nomination has been submitted to the state historic preservation office. In such instances, the application may proceed as a preliminary application concurrent with the associated federal process for nomination to the National Register of Historic Places;**

(5) A copy of [all] land use [and building approvals reasonably necessary for the commencement of the project] **plans;** and

(6) Any other information [which] the department [of economic development] may reasonably require to review the project for approval.

Only the property for which a property address is provided in the application shall be reviewed for approval. Once selected for review, a taxpayer shall not be permitted to request the review of another property for approval in the place of the property contained in such application. Any disapproved application shall be removed from the review process. If an application is removed from the review process, the department [of economic development] shall notify the taxpayer in writing of the decision to remove such application. Disapproved applications shall lose priority in the review process. A disapproved application, which is removed from the review process, may be resubmitted, but shall be deemed to be a new submission for purposes of the priority procedures described in this section.

3. (1) In evaluating an application for tax credits submitted under this section, the department [of economic development] shall also consider:

(a) The amount of projected net fiscal benefit of the project to the state and local municipality[, and the period in which the state and municipality would realize such net fiscal benefit] **as calculated based on reasonable methods;**

(b) The overall size and quality of the proposed project, including, **but not limited to:**

a. The estimated number of new jobs **or housing units, or both**, to be created by the project[.];

b. The estimated number of construction jobs and professional jobs associated with the project that are included in total project costs;

c. Capital improvements created by a project and the potential of future community investments and improvements;

d. Increased revenues from sales or property taxes;

e. The potential multiplier effect of the project[.]; and

f. Other similar factors; **and**

(c) [The level of economic distress in the area; and]

[(d)] Input from the local elected officials in the local municipality in which the proposed project is located as to the importance of the proposed project to the municipality. [For any proposed project in any city not within a county, input from the local elected officials shall include, but shall not be limited to, the president of the board of aldermen.]

(2) The provisions of this subsection shall not apply to **historic schools or theaters** or applications for projects to receive less than two hundred seventy-five thousand dollars in tax credits.

4. (1) **The department shall promptly notify the state historic preservation office of each preliminary application for tax credits. After receipt of such notice, the state historic preservation office shall determine whether a rehabilitation satisfies the qualified rehabilitation standards within sixty days of a taxpayer filing an initial application for tax credits. The determination shall be based upon evidence that the rehabilitation will meet qualified rehabilitation standards, and that evidence shall consist of one of the following:**

(a) **Preliminary approval by the state historic preservation office; or**

(b) An approved part 2 of the federal application, which the state historic preservation office shall forward directly to the department without any additional review by such office.

(2) If the state historic preservation office approves the application for tax credits within the sixty-day determination period established in subdivision (1) of this subsection, such office shall forward the application with any review comments to the National Park Service and shall forward any such review comments to the applicant. If such office fails to approve the application within the sixty-day determination period, such office shall forward the application without any comments to the National Park Service and shall have no further opportunity to submit any comments on such application.

(3) Conditions on a state preliminary application or on part 2 of a federal application shall not delay preliminary state approval but shall be addressed by the applicant for final approval of such application.

(4) Any application for state tax credits that does not include an application for federal tax credits or a nomination to the federal National Register of Historic Places shall be reviewed by the state historic preservation office within sixty days of a notice received under subdivision (1) of this subsection.

(5) (a) An application for state tax credits may provide information indicating that the project is a phased rehabilitation project as described under 26 U.S.C. Section 47, as amended. Such application for a phased rehabilitation project shall include at least the following:

a. A schedule of the phases of the project with a beginning and end date for each phase and the expected costs for the whole project. The applicant may submit detailed plans for the project at a later time within the application process;

b. The adjusted total basis of such project, which shall be submitted with the schedule of phases of the project; and

c. A statement that the applicant agrees to begin each phase of such project within twelve months of the start date for such phase listed in the schedule of the phases.

(b) The applicant may submit a preliminary certification of costs upon the completion of each phase of the project.

(c) Upon approval of the cost certification submitted and the work completed on each phase of such project, the department shall issue eighty percent of the amount of the state tax credit for which the taxpayer is approved under this section. The remaining twenty percent of the amount of the state tax credit for which the taxpayer is approved under this section shall be issued upon the final approval of the project under this section.

(6) If the department determines that the amount of tax credits issued to a taxpayer under subdivision (5) of this subsection is in excess of the total amount of tax credits such taxpayer is eligible to receive, the department shall notify such taxpayer, and such taxpayer shall repay the department an amount equal to such excess.

5. If the department [of economic development] deems the application sufficient, the taxpayer shall be notified in writing of the approval for an amount of tax credits equal to the amount provided under section 253.550 less any amount of tax credits previously approved. Such approvals shall be granted to applications in the order of priority established under this section and shall require full compliance thereafter with all other requirements of law as a condition to any claim for such credits. If the department [of economic development] disapproves an application, the taxpayer shall be notified in writing of the reasons for such disapproval. A disapproved application may be resubmitted. **If the scope of a project for which an application has been approved under this section materially changes, the taxpayer shall be eligible to receive additional tax credits in the year in which the department is notified of and approves of such change in scope, subject to the provisions of subsection 2 of section 253.550 and subsection 7 of this section, if applicable; however, if such project was originally approved prior to August 28, 2018, the department shall evaluate the change in scope of the project under the criteria in effect prior to such date. A change in project scope shall be considered material under this subsection if:**

(1) **The project was not previously subject to a material change in scope for which additional tax credits were approved; and**

(2) **The requested amount of tax credits for the project after the change in scope is higher than the originally approved amount of tax credits.**

[5.] 6. Following approval of an application, the identity of the taxpayer contained in such application shall not be modified except:

(1) The taxpayer may add partners, members, or shareholders as part of the ownership structure, so long as the principal remains [the same] **a principal of the taxpayer**, provided however, that subsequent to the commencement of renovation and the expenditure of at least ten percent of the proposed rehabilitation budget, removal of the principal for failure to perform duties and the appointment of a new principal thereafter shall not constitute a change of the principal; or

(2) Where the ownership of the project is changed due to a foreclosure, deed in lieu of a foreclosure or voluntary conveyance, or a transfer in bankruptcy.

[6.] 7. In the event that the department [of economic development] grants approval for tax credits equal to the total amount available **or authorized, as applicable**, under subsection 2 of section 253.550, or sufficient that when totaled with all other approvals, the amount available **or authorized, as applicable**, under subsection 2 of section 253.550 is exhausted, all taxpayers with applications then awaiting approval or thereafter submitted for approval shall be notified by the department [of economic development] that no additional approvals shall be granted during the fiscal year and shall be notified of the priority given to such taxpayer's application then awaiting approval. Such applications shall be kept on file by the department [of economic development] and shall be considered for approval for tax credits in the order established in this section in the event that additional credits become available due to the rescission of approvals or when a new fiscal year's allocation of credits becomes available for approval **or authorized, as applicable**.

[7.] 8. All taxpayers with applications receiving approval on or after July 1, 2019, shall submit within [sixty] **one hundred twenty** days following the award of credits evidence of the capacity of the applicant

to finance the costs and expenses for the rehabilitation of the eligible property in the form of a line of credit or letter of commitment subject to the lender's termination for a material adverse change impacting the extension of credit. If the department [of economic development] determines that a taxpayer has failed to comply with the requirements under this subsection, then the department shall notify the applicant of such failure and the applicant shall have a thirty-day period from the date of such notice to submit additional evidence to remedy the failure.

[8.] **9.** All taxpayers with applications receiving approval on or after the effective date of this act shall commence rehabilitation within [nine] **twenty-four** months of the date of issuance of the letter from the department [of economic development] granting the approval for tax credits. "Commencement of rehabilitation" shall mean that as of the date in which actual physical work, contemplated by the architectural plans submitted with the application, has begun, the taxpayer has incurred no less than ten percent of the estimated costs of rehabilitation provided in the application. Taxpayers with approval of a project shall submit evidence of compliance with the provisions of this subsection. **Taxpayers shall notify the department of any loss of site control or of any failure to exercise any option to obtain site control within the prescribed time period within ten days of such loss or failure.** If the department [of economic development] determines that a taxpayer has **lost or failed to obtain site control of the eligible property or otherwise** failed to comply with the requirements provided under this section, the approval for the amount of tax credits for such taxpayer shall be rescinded [and such amount of tax credits]. **A taxpayer may voluntarily forfeit such approval at any time by written notice to the department. Any approval rescinded or forfeited under this subsection** shall then be included in the total amount of tax credits **available in the year of such rescission or forfeiture**, provided under subsection 2 of section 253.550, from which approvals may be granted. Any taxpayer whose approval [shall be subject to rescission] **is rescinded or forfeited under this subsection** shall be notified of such from the department [of economic development] and, upon receipt of such notice, may submit a new application for the project. **If a taxpayer's approval is rescinded or forfeited under this subsection and such taxpayer later submits a new application for the same project, any expenditures eligible for tax credits under section 253.550 that are incurred by such taxpayer from and after the date of the rescinded or forfeited approval shall remain eligible expenditures for the purposes of determining the amount of tax credits that may be approved under section 253.550.**

[9.] **10. (1) (a)** To claim the credit authorized under sections [253.550] **253.544** to 253.559, a taxpayer with approval shall apply for final approval and issuance of tax credits from the department [of economic development], which[, in consultation with the department of natural resources,] shall determine the final amount of eligible rehabilitation costs and expenses and whether the completed rehabilitation meets the **qualified rehabilitation** standards [of the Secretary of the United States Department of the Interior for rehabilitation as determined by the state historic preservation officer of the Missouri department of natural resources].

(b) Evidence that the completed rehabilitation meets the qualified rehabilitation standards shall be shown by one of the following:

- a. Final approval by the state historic preservation office; or**
- b. An approved part 3 of the federal application.**

(c) The state historic preservation office shall review each final application within sixty days and then forward the application to the National Park Service and send copies of any review comments to the applicant. If the state historic preservation office fails to review the application within sixty days, the application shall be forwarded without comments to the National Park Service and the state historic preservation office shall have no further opportunity to submit comments on such application.

(d) An award of tax credits under sections 253.544 to 253.559 shall be contingent on and awarded upon the listing of such eligible property on the National Register of Historic Places.

(2) Within seventy-five days of the department's receipt of all materials required by the department for an application for final approval and issuance of tax credits, which shall include a state approval by the state historic preservation office or an approved part 3 of the federal application for projects receiving federal rehabilitation credits, the department shall issue to the taxpayer tax credit certificates in the amount of seventy-five percent of the lesser of:

(a) The total amount of the tax credits for which the taxpayer is eligible as provided in the taxpayer's certification of qualified expenses submitted with an application for final approval; or

(b) The total amount of tax credits approved for such project under subsection 3 of this section, including any amounts approved in connection with a material change in the scope of the project.

(3) Within one hundred twenty days of the department's receipt of all materials required by the department for an application of final approval and issuance of tax credits for a project, the department shall, unless such project is under appeal under subsection 14 of this section:

(a) Make a final determination of the total costs and expenses of rehabilitation and the amount of tax credits to be issued for such costs and expenses;

(b) Notify the taxpayer in writing of its final determination; and

(c) Issue to the taxpayer tax credit certificates in an amount equal to the remaining amount of tax credits such taxpayer is eligible to receive, as determined by the department, but was not issued in the initial tax credit issuance under subdivision (2) of this subsection.

(4) If the department determines that the amount of tax credits issued to a taxpayer in the initial tax credit issuance under subdivision (2) of this subsection is in excess of the total amount of tax credits such taxpayer is eligible to receive, the department shall notify such taxpayer, and such taxpayer shall repay the department an amount equal to such excess.

(5) For financial institutions credits authorized pursuant to sections [253.550 to 253.561] **253.544 to 253.559** shall be deemed to be economic development credits for purposes of section 148.064. The approval of all applications and the issuing of certificates of eligible credits to taxpayers shall be performed by the department [of economic development]. The department [of economic development] shall inform a taxpayer of final approval by letter and shall issue, to the taxpayer, tax credit certificates. The taxpayer shall attach the certificate to all Missouri income tax returns on which the credit is claimed.

[10.] **11.** Except as expressly provided in this subsection, tax credit certificates shall be issued in the final year that costs and expenses of rehabilitation of the project are incurred, or within the twelve-month

period immediately following the conclusion of such rehabilitation. In the event the amount of eligible rehabilitation costs and expenses incurred by a taxpayer would result in the issuance of an amount of tax credits in excess of the amount provided under such taxpayer's approval granted under subsection [4] 6 of this section, such taxpayer may apply to the department for issuance of tax credits in an amount equal to such excess. Applications for issuance of tax credits in excess of the amount provided under a taxpayer's application shall be made on a form prescribed by the department. Such applications shall be subject to all provisions regarding priority provided under subsection 1 of this section.

[11.] **12.** The department [of economic development] shall determine, on an annual basis, the overall economic impact to the state from the rehabilitation of eligible property.

13. (1) With regard to an application submitted under sections 253.544 to 253.559, an applicant or an applicant's duly authorized representative may appeal any official decision, including all preliminary or final approvals, denials of approvals, or dollar amounts of issued tax credits, made by the department of economic development or the state historic preservation office. Such an appeal shall constitute an administrative review of the decision and shall not be conducted as an adjudicative proceeding.

(2) The department shall establish an equitable appeals process.

(3) The appeals process shall incorporate an independent review panel consisting of members of the private sector and the department.

(4) The department shall name an independent appeals officer as chair.

(5) An appeal shall be submitted to the designated appeals officer or review panel in writing within thirty days of receipt by the applicant or the applicant's duly authorized representative of the decision that is the subject of the appeal and shall include all information the appellant wishes the appeals officer or review panel to consider in deciding the appeal.

(6) Within fourteen days of receipt of an appeal, the appeals officer or review panel shall notify the department of economic development or the state historic preservation office that an appeal is pending, identify the decision being appealed, and forward a copy of the information submitted by the appellant. The department of economic development or the state historic preservation office may submit a written response to the appeal within thirty days.

(7) The appellant shall be entitled to one meeting with the appeals officer or review panel to discuss the appeal, and the appeals officer or review panel may schedule additional meetings at the officer's or panel's discretion. The department of economic development or the state historic preservation office may appear at any such meeting.

(8) The appeals officer or review panel shall consider the record of the decision in question; any further written submissions by the appellant, department of economic development, or state historic preservation office; and other available information and shall deliver a written decision to all parties as promptly as circumstances permit but no later than ninety days after the initial receipt of an appeal by the appeals officer or review panel.

(9) The appeals officer and the members of the review panel shall serve without compensation.”;
and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Trent moved that **SS** for **HB 2062**, as amended, be adopted which motion prevailed.

On motion of Senator Trent, **SS** for **HB 2062**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Crawford	Eigel	Eslinger	Gannon	Hoskins	Koenig	Luetkemeyer
May	O'Laughlin	Roberts	Rowden	Schroer	Thompson Rehder	Trent—21

NAYS—Senators

Arthur	Carter	Coleman	Fitzwater	McCreery	Moon	Mosley
Rizzo	Washington—9					

Absent—Senators

Cierpiot	Hough	Williams—3
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Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Trent, title to the bill was agreed to.

Senator Trent moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator O'Laughlin moved that the Senate stand in recess until 6:56 p.m.

RECESS

The time of recess of having expired, the Senate was called to order by Senator Bean.

HOUSE BILLS ON THIRD READING

Senator Luetkemeyer moved that **HCS** for **HB 1659**, with **SCS**, **SS** for **SCS**, and **SA 8** (pending), be called from the Informal Calendar and again taken up for 3rd reading and final passage, which motion prevailed.

SA 8 was again taken up.

Senator Brattin moved that **SA 8** be adopted, which motion prevailed.

Senator Roberts offered **SA 9**:

SENATE AMENDMENT NO. 9

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Pages 3-4, Section 27.010, by striking all of said section from the bill; and

Further amend said bill, pages 6-7, section 56.265, by striking all of said section from the bill; and

Further amend said bill, pages 7-9, section 56.265, by striking all of said section from the bill and inserting in lieu thereof the following:

“160.661. 1. The department of elementary and secondary education shall conduct a safety assessment of every public school and public charter school in the state pursuant to the provisions of this section. The department of public safety shall provide reasonable assistance to the department of elementary and secondary education in order to implement the provisions of this section.

2. The school safety assessments shall include, but shall not be limited to, a consideration of each school building's vulnerabilities to school shootings and intruders, and shall include an assessment of each school's implementation of the following safety procedures, policies, and tools:

(1) Access controls, including the safety of school doors, locking devices, intercom or buzzer systems, and vestibules;

(2) Video surveillance equipment used to monitor school buildings and buses;

(3) Visitor management systems, including software that records the usage of school facilities by visitors;

(4) Building security systems, including intruder alarms and surveillance systems;

(5) Emergency communication tools, including safety alert messaging systems;

(6) School safety procedures and policies, including safety planning, vulnerability assessments, and staff training;

(7) Bleeding control kits, including tourniquets, bleeding control bandages, latex-free protective gloves, permanent markers, and instructional documents developed by the United States Department of Homeland Security's Stop the Bleed national awareness campaign or the American College of Surgeons Committee on Trauma, or both;

(8) Automatic external defibrillators used to help those experiencing sudden cardiac arrest;

(9) Fencing to secure playgrounds;

(10) Bollards to protect front entrances; and

(11) Safety film to prevent the shattering of glass in doors, windows, and sidelights.

3. Based upon the findings of the safety assessments, the department of elementary and secondary education shall provide to each public school and charter school a report summarizing each school's safety vulnerabilities in the areas outlined in subsection 2 of this section, and shall provide specific recommendations for mitigating any such safety vulnerabilities.

4. The provisions of this section shall not be construed to relieve any school district, public school, or public charter school from the responsibility to maintain school safety standards established in the Missouri school improvement program or otherwise required by state or federal law.”; and

Further amend said bill, pages 18-22, section 190.142, by striking all of said section from the bill; and

Further amend said bill, pages 43-44, section 211.326, by striking all of said section from the bill; and

Further amend said bill, page 78, section 292.606, line 113 by inserting after all of said line the following:

“301.260. 1. The director of revenue shall issue certificates for all cars owned by the state of Missouri and shall assign to each of such cars two plates bearing the words: “State of Missouri, official car number _____” (with the number inserted thereon), which plates shall be displayed on such cars when they are being used on the highways. No officer or employee or other person shall use such a motor vehicle for other than official use.

2. **(1)** Motor vehicles used as ambulances, patrol wagons and fire apparatus, owned by any municipality of this state, shall be exempt from all of the provisions of sections 301.010 to 301.440 while being operated within the limits of such municipality, but the municipality may regulate the speed and use of such motor vehicles owned by them; and all other motor vehicles owned by municipalities, counties and other political subdivisions of the state shall be exempt from the provisions of sections 301.010 to 301.440 requiring registration, proof of ownership and display of number plates; provided, however, that there shall be a plate, or, on each side of such motor vehicle, letters not less than three inches in height with a stroke of not less than three-eighths of an inch wide, to display the name of such municipality, county or political subdivision, the department thereof, and a distinguishing number. Provided, further, that when any motor vehicle is owned and operated exclusively by any school district and used solely for transportation of school children, the commissioner shall assign to each of such motor vehicles two plates bearing the words “School Bus, State of Missouri, car no. _____” (with the number inserted thereon), which plates shall be displayed on such motor vehicles when they are being used on the highways. No officer, or employee of the municipality, county or subdivision, or any other person shall operate such a motor vehicle unless the same is marked as herein provided, and no officer, employee or other person shall use such a motor vehicle for other than official purposes.

(2) Prior to operation of a vehicle under this subsection, the political subdivision owning the vehicle shall submit to the department of revenue a description of the information to be displayed on the vehicle for purposes of complying with this subsection, a description of the configuration and content of any plate or plates to be displayed on the vehicle, and the vehicle identification number of the vehicle. No vehicle owned by a political subdivision shall be operated under this subsection except in accordance with an accurate submission made to, and approved by, the department of revenue.

3. For registration purposes only, a public school or college shall be considered the temporary owner of a vehicle acquired from a motor vehicle dealer which is to be used as a courtesy vehicle or a driver training vehicle. The school or college shall present to the director of revenue a copy of a lease agreement with an option to purchase clause between the authorized motor vehicle dealer and the school or college

and a photocopy of the front and back of the dealer's vehicle manufacturer's statement of origin or certificate of title, and shall make application for and be granted a nonnegotiable certificate of ownership and be issued the appropriate license plates. Registration plates are not necessary on a driver training vehicle when the motor vehicle is plainly marked as a driver training vehicle while being used for such purpose and such vehicle can also be used in conjunction with the activities of the educational institution.

4. As used in this section, the term “political subdivision” is intended to include any township, road district, sewer district, school district, municipality, town or village, sheltered workshop, as defined in section 178.900, and any interstate compact agency which operates a public mass transportation system.

5. The department of revenue may promulgate rules as necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.”; and

Further amend said bill, page 101, section 324.035, lines 1-16 by striking all of said section from the bill; and

Further amend said bill, pages 108-109, section 337.618, by striking all of said section from the bill; and

Further amend said bill, page 121, section 454.1050, line 3, by striking “shall” and inserting in lieu thereof the following: “**may**”; and

Further amend said bill and section, page 123, by inserting after “defendant” the following: “**and shall not be construed to abrogate any common law cause of action**”; and

Further amend said bill, page 168, section 557.520, lines 148-153, by striking all of said lines; and further renumber the remaining subsections accordingly; and

Further amend said bill, page 184-185, section 569.158, by striking all of said section from the bill; and

Further amend said bill, page 197, section 579.021, line 14, by inserting immediately after “4.” the following: “**Any person who is rendering emergency care or assistance pursuant to section 537.037 shall not be liable for any civil damages.**

5.”; and

Further amend said bill, page 198, section 579.022, line 13, by inserting immediately after “4.” the following: “**Any person who is rendering emergency care or assistance pursuant to section 537.037 shall not be liable for any civil damages.**

5.”; and

Further amend said bill, page 199, section 579.065, lines 44-48, by striking all of said lines and inserting in lieu thereof the following: “fentanyl or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or [their] **its** optical isomers or analogues.”; and

Further amend said bill, page 203, section 579.068, lines 40-44, by striking all of said lines and inserting in lieu thereof the following: “or carfentanil, or any derivative thereof, or any combination thereof, or any compound, mixture, or substance containing a detectable amount of fentanyl or carfentanil, or [their] **its** optical isomers or analogues.”; and

Further amend said bill, pages 222-223, section 590.050, by striking all of said section from the bill; and

Further amend said bill, page 251, section C, line 3, by inserting after all of said line the following:

“Section D. The repeal and reenactment of section 301.260 of this act shall take effect as soon as technologically possible following the development and maintenance of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and identification cards, and perfection and release of liens and encumbrances on vehicles, to be funded by the motor vehicle administration technology fund as created in section 301.558. Following the development of the system, the director of the department of revenue shall notify the governor, the secretary of state, and the revisor of statutes, and shall implement the provisions of section 301.260 of this act.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted.

Senator Roberts offered **SA 1** to **SA 9**, which was read:

SENATE AMENDMENT NO. 1 TO
SENATE AMENDMENT NO. 9

Amend Senate Amendment No. 9 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 6, Lines 166-168, by striking all of said lines and inserting in lieu thereof the following: “**It shall be an affirmative defense if a person is rendering emergency care or assistance.**”; and further amend said amendment and page, lines 172-174, by striking all of said lines and inserting in lieu thereof the following: “**It shall be an affirmative defense if a person is rendering emergency care or assistance.**”.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Carter offered **SA 2** to **SA 9**:

SENATE AMENDMENT NO. 2 TO
SENATE AMENDMENT NO. 9

Amend Senate Amendment No. 9 to Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 1659, Page 1, Line 6, by striking the words “and inserting in” and inserting in lieu thereof the following: “; and”; and

Further amend said page, lines 7-25, by striking all of said lines; and

Further amend page 2 of said amendment, lines 26-57, by striking all of said lines; and

Further amend page 3 of said amendment, lines 58-59, by striking all of said lines.

Senator Carter moved that the above amendment be adopted.

Senator Beck requested a roll call vote be taken. He was joined in his request by Senators Arthur, May, Mosley, and Roberts.

SA 2 to SA 9 failed of adoption by the following vote:

YEAS—Senators

Bean	Bernskoetter	Black	Carter	Eslinger	Fitzwater	Gannon
Luetkemeyer	O'Laughlin	Rowden—10				

NAYS—Senators

Arthur	Beck	Brattin	Brown (26th Dist.)	Hoskins	Koenig	May
McCreery	Moon	Mosley	Rizzo	Roberts	Washington—13	

Absent—Senators

Brown (16th Dist.)	Cierpiot	Coleman	Crawford	Eigel	Hough	Schroer
Thompson Rehder	Trent	Williams—10				

Absent with leave—Senators—None

Vacancies—1

Senator Fitzwater assumed the Chair.

At the request of Senator Luetkemeyer, **HCS** for **HB 1659**, with **SCS**, **SS** for **SCS**, and **SA 9**, as amended (pending), was placed on the Informal Calendar.

RESOLUTIONS

Senator Eslinger offered Senate Resolution No. 1002, regarding Dianna Locke, West Plains, which was adopted.

Senator Eslinger offered Senate Resolution No. 1003, regarding Rocky Long, West Plains, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 1004, regarding William Washburn, Lake Ozark, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 1005, regarding Kelly Branstetter, Jefferson City, which was adopted.

Senator Brattin offered Senate Resolution No. 1006, regarding Larry Dobson, Peculiar, which was adopted.

INTRODUCTION OF GUESTS

Senator Gannon introduced to the Senate, her sisters, Glenda Johnson, Festus; and Sara Edmunson; and Mike Husky, Hillsboro.

Senator Carter introduced to the Senate, Curt Carr, Joplin.

Senators Crawford and Brattin introduced to the Senate, Ryan, Hannah and Bentley Glidwell, Raymore.

Senator Eigel introduced to the Senate, his wife, Amanda.

On motion of Senator Bean, the Senate adjourned until 9:30 a.m., Wednesday, May 8, 2024.

SENATE CALENDAR

SIXTY-FIRST DAY—WEDNESDAY, MAY 8, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
HB 1750-Haffner

HB 2075-Coleman
HB 2650-Haley

THIRD READING OF SENATE BILLS

SS for SB 748-Hough

SENATE BILLS FOR PERFECTION

1. SB 844-Bernskoetter
2. SB 768-Thompson Rehder, with SCS
3. SB 1266-Luetkemeyer, with SCS
4. SB 1379-Arthur
5. SB 1362-Crawford
6. SB 1155-Mosley
7. SB 1326-McCreery
8. SB 1277-Black
9. SB 884-Roberts, with SCS
10. SB 1393-O'Laughlin

11. SB 907-Carter
12. SB 869-Moon, et al
13. SB 1029-Moon
14. SB 753-Brown (16)
15. SB 826-Koenig
16. SB 789-Razer
17. SB 829-Rowden, with SCS
18. SB 969-Washington
19. SB 1099-Washington
20. SB 1468-Luetkemeyer, with SCS

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|---------------------------------|----------------------------|
| 21. SB 1200-Trent, with SCS | 26. SB 812-Coleman |
| 22. SB 1070-McCreery, with SCS | 27. SB 1001-Koenig |
| 23. SB 817-Brown (26) | 28. SB 946-Thompson Rehder |
| 24. SB 1340-Bernskoetter | 29. SB 1374-Gannon |
| 25. SB 819-Brown (26), with SCS | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 27. HCS for HB 2011, with SCS (Hough) |
| 2. HB 1713-Schnelting (Schroer) | 28. HCS for HB 2012, with SCS (Hough) |
| 3. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) | 29. HCS for HB 2013, with SCS (Hough) |
| 4. HCS for HB 2227 (Thompson Rehder) | 30. HCS for HB 2017, with SCS (Hough) |
| 5. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) | 31. HCS for HB 2018, with SCS (Hough) |
| 6. HB 1912-McGill (Koenig) | 32. HCS for HB 2019, with SCS (Hough) |
| 7. HB 2430-McGill (Schroer)
(In Fiscal Oversight) | 33. HCS for HB 2020, with SCS (Hough) |
| 8. HB 2082-Gregory (Crawford) | 34. HCS for HB 1775, with SCS (Crawford)
(In Fiscal Oversight) |
| 9. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) | 35. HCS for HB 2688 (Thompson Rehder) |
| 10. HCS for HBs 2628 & 2603, with SCS (Schroer) | 36. HCS for HBs 1818 & 2345
(Thompson Rehder) |
| 11. HCS for HB 2065 (Hough) | 37. HCS for HBs 1948, 2066, 1721 &
2276 with SCS (Brown (16)) |
| 12. HB 1516-Murphy (Trent)
(In Fiscal Oversight) | 38. HCS for HB 2413 |
| 13. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight) | 39. HB 2170-Gregory, with SCS (Trent)
(In Fiscal Oversight) |
| 14. HCS for HB 2431, with SCS (Black) | 40. HCS for HB 2064 &
HCS#2 for HB 1886, with SCS
(Luetkemeyer) (In Fiscal Oversight) |
| 15. HCS HBs 2432, 2482 & 2543 (Luetkemeyer) | 41. HCS for HJR 68 & 79 (Cierpiot)
(In Fiscal Oversight) |
| 16. HCS for HBs 2322 & 1774 (Trent) | 42. HCS for HB 1564, with SCS (Gannon)
(In Fiscal Oversight) |
| 17. HCS for HB 2015, with SCS (Hough) | 43. HB 2084-Banderman, with SCS (Brown (26)) |
| 18. HCS for HB 2002, with SCS (Hough) | 44. HCS for HB 2763 |
| 19. HCS for HB 2003, with SCS (Hough) | 45. HCS for HB 2153, with SCS (Bean)
(In Fiscal Oversight) |
| 20. HCS for HB 2004, with SCS (Hough) | 46. HJR 132-Hausman (Fitzwater)
(In Fiscal Oversight) |
| 21. HCS for HB 2005, with SCS (Hough) | 47. HCS for HB 2797, with SCS (Fitzwater)
(In Fiscal Oversight) |
| 22. HCS for HB 2006, with SCS (Hough) | |
| 23. HCS for HB 2007, with SCS (Hough) | |
| 24. HCS for HB 2008, with SCS (Hough) | |
| 25. HCS for HB 2009, with SCS (Hough) | |
| 26. HCS for HB 2010, with SCS (Hough) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

SB 734-Eigel, with SCS	SB 847-Hough, with SCS, SS for SCS &
SB 739-Cierpiot, with SS & SA 1 (pending)	SA 1 (pending)
SB 740-Cierpiot, with SCS, SS for SCS &	SB 848-Hough
SA 3 (pending)	SB 850-Brown (16)
SB 742-Arthur, with SS (pending)	SB 876-Bean, with SCS & SS for SCS
SB 745-Bernskoetter, with SS & SA 1 (pending)	(pending)
SB 750-Hough, with SCS & SA 1 (pending)	SB 903-Schroer
SB 757-O'Laughlin, with SCS	SB 936-Bernskoetter, with SCS &
SB 772-Gannon	SS for SCS (pending)
SB 778-Eslinger, with SS & SA 1 (pending)	SB 984-Schroer, with SS, SA 1 &
SB 782-Bean, with SCS, SS for SCS, SA 4 &	SA 1 to SA 1 (pending)
SSA 1 for SA 4, as amended (pending)	SB 1036-Razer and Rizzo, with SCS
SB 799-Fitzwater and Eigel, with SCS &	SBs 1168 & 810-Coleman, with SCS,
SS for SCS (pending)	SS for SCS, SA 2, SA 1 to SA 2 &
SB 801-Fitzwater, with SCS	point of order (pending)
SB 811-Coleman, with SCS, SS#2 for SCS &	SB 1199-Trent
SA 1 (pending)	SB 1207-Hoskins, with SS & SA 1 (pending)
SB 818-Brown (26) and Coleman, with SS &	SB 1375-Eslinger
SA 2 (pending)	SB 1391-Luetkemeyer, with SCS
SB 830-Rowden, with SS, SA 2 &	SB 1392-Trent
point of order (pending)	SB 1422-Black, with SCS
SB 845-Bernskoetter	

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	HCS for HB 1659, with SCS, SS for SCS &
HCS for HB 1511 (Brown (26))	SA 9, as amended (pending) (Luetkemeyer)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 1359-Trent, with HCS, as amended	SS#4 for SCS for SJRs 74, 48, 59, 61 &
	83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

925

Sixtieth Day - Tuesday, May 7, 2024

Reported from Committee

SCR 36-Moon, et al

To be Referred

HCS for HCR 30

✓

Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIRST DAY - WEDNESDAY, MAY 8, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Stephen George offered the following prayer:

“Teach us to number our days, that we may gain a heart of wisdom.” (Psalm 90:12 NIV)

Almighty God, we ask that You would guide our deliberations today with Your spirit of wisdom and understanding. May our time together be fruitful, and may each decision we make be grounded in wisdom and integrity, reflecting our commitment to serve the people of this great state. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from ABC 17, Gray TV, KOMU 8 News, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

Senator Bernskoetter requested unanimous consent of the Senate to allow a Jefferson City Police officer to enter the chamber with side arms, which request was granted.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O’Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Brown (26) offered Senate Resolution No. 1007, regarding Eagle Scout Sam Tecklenburg, Washington, which was adopted.

Senator Eslinger offered Senate Resolution No. 1008, regarding Rick “Cowboy Rick” and Bev “Arkansas Bev” Hamby, West Plains, which was adopted.

Senator Carter offered Senate Resolution No. 1009, regarding William “Bill” Putnam, Jr., Carthage, which was adopted.

Senator Koenig offered Senate Resolution No. 1010, regarding Leslie Randall "Les" Hall, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1011, regarding Richard Nicholas Mesz, Jr., Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1012, regarding Patricia "Pat" Ellen Brown, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1013, regarding Ray Mohr Elliott, Jr., Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1014, regarding Richard Peter Johnson, Wildwood, which was adopted.

Senator Koenig offered Senate Resolution No. 1015, regarding Buford D. "Rusty" Coy, Manchester, which was adopted.

Senator Koenig offered Senate Resolution No. 1016, regarding George Curtis Brown, Ballwin, which was adopted.

Senator Koenig offered Senate Resolution No. 1017, regarding Donald Charles Lochmoeller, St. Louis, which was adopted.

Senator Koenig offered Senate Resolution No. 1018, regarding Ralph Lee Kettmann, Chesterfield, which was adopted.

Senators Roberts and Thompson Rehder offered Senate Resolution No. 1019, regarding Percy Menzies, St. Louis, which was adopted.

On motion of Senator O'Laughlin, the Senate recessed until 2:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

PRIVILEGED MOTIONS

Senator Trent moved that **SS** for **SB 1359**, with **HCS**, as amended, be taken up for 3rd reading and final passage.

HCS for **SS** for **SB 1359**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR SENATE SUBSTITUTE FOR SENATE BILL NO. 1359

An Act to repeal sections 208.151, 303.425, 303.430, 303.440, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 374.190, 379.1640, 408.035, 408.140, and 442.210, RSMo, and to enact in lieu thereof fifty-nine new sections relating to financial institutions, with penalty provisions.

Was taken up.

Senator Fitzwater assumed the Chair.

Pursuant to Rule 91, Senator Luetkemeyer requested unanimous consent of the Senate to be excused from voting on the adoption and 3rd reading of **HCS** for **SS** for **SB 1359**, which request was granted.

Senator Trent moved that **HCS** for **SS** for **SB 1359**, as amended, be adopted, which motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	May	McCreery	Mosley	O'Laughlin
Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent	Washington
Williams—29						

NAYS—Senators

Carter	Eigel	Moon—3
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Luetkemeyer—1

On motion of Senator Trent, **HCS** for **SS** for **SB 1359**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	May	McCreery	Mosley	O'Laughlin
Rizzo	Roberts	Rowden	Thompson Rehder	Trent	Washington	Williams—28

NAYS—Senators

Carter	Eigel	Moon	Schroer—4
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Luetkemeyer—1

The President declared the bill passed.

On motion of Senator Trent, title to the bill was agreed to.

Senator Trent moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Bill ordered enrolled.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **HB 1936**, entitled:

An Act to repeal sections 253.545, 253.550, 253.557, and 253.559, RSMo, and to enact in lieu thereof five new sections relating to facilities of historical significance.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HB 2571**, entitled:

An Act to repeal sections 50.800 and 50.810, RSMo, and section 50.815 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.815 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 50.820 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.820 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 105.145 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 105.145 as enacted by senate bill no. 112, ninety-ninth general assembly, first regular session, and to enact in lieu thereof three new sections relating to financial statements of certain local governments, with penalty provisions.

In which the concurrence of the Senate is respectfully requested.

Read 1st time.

MESSAGES FROM THE GOVERNOR

The following message was received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
May 7, 2024

To the Secretary of the Senate
102nd General Assembly
Second Regular Session
State of Missouri

Herewith I return to you Senate Substitute Number 2 For Senate Committee Substitute For Senate Bill Number 727, entitled:

AN ACT

To repeal sections 135.713, 135.714, 135.715, 160.011, 160.041, 160.400, 160.415, 161.670, 162.471, 162.492, 162.611, 162.996, 163.011, 163.018, 163.021, 163.044, 163.172, 166.700, 167.031, 167.061, 167.071, 167.600, 167.619, 167.850, 168.021, 168.110, 168.400, 168.500, 169.560, 169.660, 170.048, 171.031, 171.033, 173.232, 210.167, 210.211, 211.031, 452.375, and 595.209, RSMo, and to enact in lieu thereof forty-four new sections relating to elementary and secondary education, with penalty provisions and an effective date for certain sections.

On May 7, 2024, I approved said Senate Substitute Number 2 For Senate Committee Substitute For Senate Bill Number 727.

Respectfully submitted,
Michael L. Parson
Governor

HOUSE BILLS ON THIRD READING

HB 1713, introduced by Representative Schnelting, entitled:

An Act to repeal sections 143.174 and 143.175, RSMo, and to enact in lieu thereof two new sections relating to a tax deduction for members of the armed forces.

Was taken up by Senator Schroer.

Senator Schroer offered SS for **HB 1713**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1713

An Act to repeal sections 143.174, 143.175, 173.239, 191.480, and 301.3061, RSMo, and to enact in lieu thereof twenty new sections relating to military affairs.

Senator Schroer moved that SS for **HB 1713** be adopted.

Senator Roberts offered SA 1:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for House Bill No. 1713, Page 1, Section A, Line 7, by inserting after all of said line the following:

“37.1300. For the purposes of sections 37.1300 to 37.1330, the following terms mean:

- (1) “Council”, the Missouri geospatial advisory council established in section 37.1310;**
- (2) “Geographic information system (GIS)”, a computer system for capturing, storing, checking, and displaying data related to positions on the Earth's surface that enables easily seeing, analyzing, and understanding patterns and relationships;**
- (3) “Geospatial”, relating to or denoting data that is associated with a particular location;**
- (4) “Missouri Spatial Data Information Service” or “MSDIS”, Missouri's primary spatial data clearinghouse responsible for collecting and distributing vector data, aerial photography, and light detection and ranging elevation data that are generated, updated, and funded by state, local, and regional agencies and governments.**

37.1310. There is hereby established within the office of administration the “Missouri Geospatial Advisory Council”, which is charged with advising the state in ensuring the availability, implementation, and enhancement of a statewide geospatial data infrastructure. The council shall be established within the office of the commissioner of administration.

37.1320. 1. The council shall consist of members as follows:

- (1) The commissioner of administration, or the commissioner's designee;**
- (2) The director of the department of agriculture, or the director's designee;**
- (3) The director of the department of conservation, or the director's designee;**
- (4) The director of the department of economic development, or the director's designee;**

- (5) The director of the department of elementary and secondary education, or the director's designee;**
 - (6) The director of the department of health and senior services, or the director's designee;**
 - (7) The director of the department of natural resources, or the director's designee;**
 - (8) The Missouri military advocate, or the advocate's designee;**
 - (9) The adjutant general of the department of the national guard, or the adjutant general's designee;**
 - (10) The director of the department of public safety, or the director's designee;**
 - (11) The director of the department of revenue, or the director's designee;**
 - (12) The director of the department of social services, or the director's designee;**
 - (13) The director of the department of transportation, or the director's designee;**
 - (14) The director of the United States Geological Survey, or the director's designee;**
 - (15) The director of the United States Department of Agriculture – Natural Resource Conservation Service, or the director's designee;**
 - (16) The director of the Missouri 911 service board, or the director's designee;**
 - (17) The president of the University of Missouri system, or the president's designee;**
 - (18) The director of the Missouri Spatial Data Information Service, or the director's designee;**
 - (19) The director of the National Geospatial Intelligence Agency-West, or the director's designee;**
 - (20) A member of the state senate, appointed by the president pro tempore of the senate;**
 - (21) A member of the house of representatives, appointed by the speaker of the house of representatives;**
 - (22) Thirteen citizens of Missouri, appointed by the commissioner of administration. Such individuals shall represent a geographic balance from within the state, representing both rural and urban areas with at least one individual from each of the seven Missouri economic development regions, as determined by the Missouri economic research information center. Such individuals shall additionally represent city, county, and local government; the private sector; public safety; and academia; and**
 - (23) Additional subject matter experts may participate in activities as non-council members.**
- 2. Appointed members of the council shall serve three-year terms and shall serve until their successors are appointed. Vacancies on the council shall be filled in the same manner as the original appointment and such member appointed shall serve the remainder of the unexpired term.**

3. The council shall meet monthly and as otherwise required by the commissioner of the office of administration.

4. The council shall designate from its members a chair and chair-elect for one-year terms and shall adopt written guidelines to govern the management of the council.

5. Each member of the council shall serve without compensation but may be reimbursed for his or her actual and necessary expenses incurred in the performance of his or her duties as a member of the council.

6. The commissioner of the office of administration shall designate an employee of the office of administration as executive secretary for the council, who shall serve as a nonvoting member and shall maintain the records of the council's activities and decisions and shall be responsible for correspondence between the council and other agencies.”; and

Further amend the title and enacting clause accordingly.

Senator Roberts moved that the above amendment be adopted, which motion prevailed.

Senator Schroer moved that **SS** for **HB 1713**, as amended, be adopted which motion prevailed.

Senator Schroer moved that **SS** for **HB 1713**, as amended, be read the 3rd time and finally passed and was recognized to close.

Senator Rowden referred **SS** for **HB 1713**, as amended, to the Committee on Fiscal Oversight.

President Pro Tem Rowden referred **HCS** for **HCR 30**, to the Committee on Rules, Joint Rules, Resolutions, and Ethics.

At the request of Senator Thompson Rehder, **HCS** for **HB 2227** was placed on the Informal Calendar.

HB 1912, introduced by Representative McGirl, entitled:

An Act to repeal sections 143.081 and 143.436, RSMo, and to enact in lieu thereof two new sections relating to the taxation of pass-through entities.

Was taken up by Senator Koenig.

Senator Koenig offered **SS** for **HB 1912**, entitled:

SENATE SUBSTITUTE FOR
HOUSE BILL NO. 1912

An Act to repeal sections 143.081 and 143.436, RSMo, and to enact in lieu thereof two new sections relating to the taxation of pass-through entities.

Senator Koenig moved that **SS** for **HB 1912** be adopted, which motion prevailed.

Senator Bean assumed the Chair.

On motion of Senator Koenig, **SS** for **HB 1912** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Hoskins	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senators—None

Absent—Senators

Gannon	Hough—2
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Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Koenig, title to the bill was agreed to.

Senator Koenig moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

On motion of Senator O'Laughlin, the Senate recessed until 6:30 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Hough.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

May 8, 2024

Kristina Martin
Secretary of Senate
State Capitol, Room 325
Jefferson City, MO 65101

Secretary Martin,

In accordance with RSMo 558.019, I hereby appoint Senator Curtis Trent to the Sentencing Advisory Commission to replace Senator Tony Luetkemeyer.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Wilbur Streib.

On motion of Senator Bean, the Senate adjourned until 9:00 a.m., Thursday, May 9, 2024.

SENATE CALENDAR

SIXTY-SECOND DAY—THURSDAY, MAY 9, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
HB 1750-Haffner
HB 2075-Coleman

HB 2650-Haley
HCS#2 for HB 1936
HB 2571-McGaugh

THIRD READING OF SENATE BILLS

SS for SB 748-Hough

SENATE BILLS FOR PERFECTION

1. SB 844-Bernskoetter
2. SB 768-Thompson Rehder, with SCS
3. SB 1266-Luetkemeyer, with SCS
4. SB 1379-Arthur
5. SB 1362-Crawford
6. SB 1155-Mosley
7. SB 1326-McCreery
8. SB 1277-Black
9. SB 884-Roberts, with SCS
10. SB 1393-O'Laughlin
11. SB 907-Carter
12. SB 869-Moon, et al
13. SB 1029-Moon
14. SB 753-Brown (16)
15. SB 826-Koenig

16. SB 789-Razer
17. SB 829-Rowden, with SCS
18. SB 969-Washington
19. SB 1099-Washington
20. SB 1468-Luetkemeyer, with SCS
21. SB 1200-Trent, with SCS
22. SB 1070-McCreery, with SCS
23. SB 817-Brown (26)
24. SB 1340-Bernskoetter
25. SB 819-Brown (26), with SCS
26. SB 812-Coleman
27. SB 1001-Koenig
28. SB 946-Thompson Rehder
29. SB 1374-Gannon
30. SB 1260-Gannon

HOUSE BILLS ON THIRD READING

- | | |
|--|---|
| <ol style="list-style-type: none"> 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) 2. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) 3. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) 4. HB 2430-McGill (Schroer)
(In Fiscal Oversight) 5. HB 2082-Gregory (Crawford) 6. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) 7. HCS for HBs 2628 & 2603, with SCS (Schroer) 8. HCS for HB 2065 (Hough) 9. HB 1516-Murphy (Trent)
(In Fiscal Oversight) 10. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight) 11. HCS for HB 2431, with SCS (Black) 12. HCS HBs 2432, 2482 & 2543 (Luetkemeyer) 13. HCS for HBs 2322 & 1774 (Trent) 14. HCS for HB 2015, with SCS (Hough) 15. HCS for HB 2002, with SCS (Hough) 16. HCS for HB 2003, with SCS (Hough) 17. HCS for HB 2004, with SCS (Hough) 18. HCS for HB 2005, with SCS (Hough) 19. HCS for HB 2006, with SCS (Hough) 20. HCS for HB 2007, with SCS (Hough) 21. HCS for HB 2008, with SCS (Hough) 22. HCS for HB 2009, with SCS (Hough) 23. HCS for HB 2010, with SCS (Hough) 24. HCS for HB 2011, with SCS (Hough) | <ol style="list-style-type: none"> 25. HCS for HB 2012, with SCS (Hough) 26. HCS for HB 2013, with SCS (Hough) 27. HCS for HB 2017, with SCS (Hough) 28. HCS for HB 2018, with SCS (Hough) 29. HCS for HB 2019, with SCS (Hough) 30. HCS for HB 2020, with SCS (Hough) 31. HCS for HB 1775, with SCS (Crawford)
(In Fiscal Oversight) 32. HCS for HB 2688 (Thompson Rehder) 33. HCS for HBs 1818 & 2345 (Thompson Rehder) 34. HCS for HBs 1948, 2066, 1721 & 2276,
with SCS (Brown (16)) 35. HCS for HB 2413 (Gannon) 36. HB 2170-Gregory, with SCS (Trent)
(In Fiscal Oversight) 37. HCS for HB 2064 &
HCS#2 for HB 1886, with SCS
(Luetkemeyer) (In Fiscal Oversight) 38. HCS for HJR 68 & 79 (Cierpiot)
(In Fiscal Oversight) 39. HCS for HB 1564, with SCS (Gannon)
(In Fiscal Oversight) 40. HB 2084-Banderman, with SCS (Brown (26)) 41. HCS for HB 2763 42. HCS for HB 2153, with SCS (Bean)
(In Fiscal Oversight) 43. HJR 132-Hausman (Fitzwater)
(In Fiscal Oversight) 44. HCS for HB 2797, with SCS (Fitzwater)
(In Fiscal Oversight) |
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INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|--|--|
| <p>SB 734-Eigel, with SCS</p> <p>SB 739-Cierpiot, with SS & SA 1 (pending)</p> <p>SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending)</p> <p>SB 742-Arthur, with SS (pending)</p> <p>SB 745-Bernskoetter, with SS & SA 1 (pending)</p> <p>SB 750-Hough, with SCS & SA 1 (pending)</p> <p>SB 757-O'Laughlin, with SCS</p> <p>SB 772-Gannon</p> | <p>SB 778-Eslinger, with SS & SA 1 (pending)</p> <p>SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending)</p> <p>SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)</p> <p>SB 801-Fitzwater, with SCS</p> <p>SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending)</p> |
|--|--|

SB 818-Brown (26) and Coleman, with SS & SA 2 (pending)	SB 984-Schroer, with SS, SA 1 & SA 1 to SA 1 (pending)
SB 830-Rowden, with SS, SA 2 & point of order (pending)	SB 1036-Razer and Rizzo, with SCS
SB 845-Bernskoetter	SBs 1168 & 810-Coleman, with SCS, SS for SCS, SA 2, SA 1 to SA 2 & point of order (pending)
SB 847-Hough, with SCS, SS for SCS & SA 1 (pending)	SB 1199-Trent
SB 848-Hough	SB 1207-Hoskins, with SS & SA 1 (pending)
SB 850-Brown (16)	SB 1375-Eslinger
SB 876-Bean, with SCS & SS for SCS (pending)	SB 1391-Luetkemeyer, with SCS
SB 903-Schroer	SB 1392-Trent
SB 936-Bernskoetter, with SCS & SS for SCS (pending)	SB 1422-Black, with SCS

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	SS for HB 1713-Schnelting (Schroer)
HCS for HB 1511 (Brown (26))	(In Fiscal Oversight)
HCS for HB 1659, with SCS, SS for SCS & SA 9, as amended (pending) (Luetkemeyer)	HCS for HB 2227 (Thompson Rehder)

SENATE BILLS WITH HOUSE AMENDMENTS

SS#4 for SCS for SJRs 74, 48, 59, 61 & 83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SECOND DAY - THURSDAY, MAY 9, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

The Reverend Stephen George offered the following prayer:

"Let the favor of the Lord our God be upon us, and prosper for us the work of our hands." (Psalm 90:17 NRSV)

Almighty God, we ask that You would bless this assembly with Your presence, and empower us to be instruments of Your peace and justice in our state and beyond. May our efforts be guided by Your divine wisdom, and may Your favor be upon us. Use our work to cause this state and its people to prosper. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journal of the previous day was read and approved.

Photographers from Gray TV, KRCG-TV, ABC-17, Nexstar Media Group, and KOMU-8 were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

MESSAGES FROM THE HOUSE

The following message was received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 900**, entitled:

An Act to repeal sections 221.105, 221.400, 221.402, 221.405, 221.407, and 221.410, RSMo, and to enact in lieu thereof nine new sections relating to jails.

With House Amendment No. 1.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 900, Page 8, Section 221.523, Line 20, by inserting after all of said section and line the following:

“332.081. 1. Notwithstanding any other provision of law to the contrary, hospitals licensed under chapter 197 shall be authorized to employ any or all of the following oral health providers:

(1) A dentist licensed under this chapter for the purpose of treating on hospital premises those patients who present with a dental condition and such treatment is necessary to ameliorate the condition for which they presented such as severe pain or tooth abscesses;

(2) An oral and maxillofacial surgeon licensed under this chapter for the purpose of treating oral conditions that need to be ameliorated as part of treating the underlying cause of the patient's medical needs including, but not limited to, head and neck cancer, HIV or AIDS, severe trauma resulting in admission to the hospital, organ transplant, diabetes, or seizure disorders. It shall be a condition of treatment that such patients are admitted to the hospital on either an in- or out-patient basis; and

(3) A maxillofacial prosthodontist licensed under this chapter for the purpose of treating and supporting patients of a head and neck cancer team or other complex care or surgical team for the fabrication of appliances following ablative surgery, surgery to correct birth anomalies, extensive radiation treatment of the head or neck, or trauma-related surgery.

2. No person or other entity shall practice dentistry in Missouri or provide dental services as defined in section 332.071 unless and until the board has issued to the person a certificate certifying that the person has been duly registered as a dentist in Missouri or the board has issued such certificate to an entity that has been duly registered to provide dental services by licensed dentists and dental hygienists and unless and until the board has issued to the person a license, to be renewed each period, as provided in this chapter, to practice dentistry or as a dental hygienist, or has issued to the person or entity a permit, to be renewed each period, to provide dental services in Missouri. Nothing in this chapter shall be so construed as to make it unlawful for:

(1) A legally qualified physician or surgeon, who does not practice dentistry as a specialty, from extracting teeth;

(2) A dentist licensed in a state other than Missouri from making a clinical demonstration before a meeting of dentists in Missouri;

(3) Dental students in any accredited dental school to practice dentistry under the personal direction of instructors;

(4) Dental hygiene students in any accredited dental hygiene school to practice dental hygiene under the personal direction of instructors;

(5) A duly registered and licensed dental hygienist in Missouri to practice dental hygiene as defined in section 332.091;

(6) A dental assistant, certified dental assistant, or expanded functions dental assistant to be delegated duties as defined in section 332.093;

(7) A duly registered dentist or dental hygienist to teach in an accredited dental or dental hygiene school;

(8) A person who has been granted a dental faculty permit under section 332.183 to practice dentistry in the scope of his or her employment at an accredited dental school, college, or program in Missouri;

(9) A duly qualified anesthesiologist or nurse anesthetist to administer an anesthetic in connection with dental services or dental surgery;

(10) A person to practice dentistry in or for:

(a) The United States Armed Forces;

(b) The United States Public Health Service;

(c) Migrant, community, or health care for the homeless health centers provided in Section 330 of the Public Health Service Act (42 U.S.C. Section 254b);

(d) Federally qualified health centers as defined in Section 1905(l) (42 U.S.C. Section 1396d(l)) of the Social Security Act;

(e) Governmental entities, including county health departments; or

(f) The United States Veterans Bureau; or

(11) A dentist licensed in a state other than Missouri to evaluate a patient or render an oral, written, or otherwise documented dental opinion when providing testimony or records for the purpose of a civil or criminal action before any judicial or administrative proceeding of this state or other forum in this state.

3. No corporation shall practice dentistry as defined in section 332.071 unless that corporation is organized under the provisions of chapter 355 or 356 provided that a corporation organized under the provisions of chapter 355 and qualifying as an organization under 26 U.S.C. Section 501(c)(3) may only employ dentists and dental hygienists licensed in this state to render dental services to Medicaid recipients, low-income individuals who have available income below two hundred percent of the federal poverty level, and all participants in the SCHIP program, unless such limitation is contrary to or inconsistent with federal or state law or regulation. This subsection shall not apply to:

(1) A hospital licensed under chapter 197 that provides care and treatment only to children under the age of eighteen at which a person regulated under this chapter provides dental care within the scope of his or her license or registration;

(2) A federally qualified health center as defined in Section 1905(l) of the Social Security Act (42 U.S.C. Section 1396d(l)), or a migrant, community, or health care for the homeless health center provided for in Section 330 of the Public Health Services Act (42 U.S.C. Section 254b) at which a person regulated under this chapter provides dental care within the scope of his or her license or registration;

(3) A city or county health department organized under chapter 192 or chapter 205 at which a person regulated under this chapter provides dental care within the scope of his or her license or registration;

(4) A social welfare board organized under section 205.770, a city health department operating under a city charter, or a city-county health department at which a person regulated under this chapter provides dental care within the scope of his or her license or registration;

(5) Any entity that has received a permit from the dental board and does not receive compensation from the patient or from any third party on the patient's behalf at which a person regulated under this chapter provides dental care within the scope of his or her license or registration;

(6) Any hospital nonprofit corporation exempt from taxation under Section 501(c)(3) of the Internal Revenue Code, as amended, that engages in its operations and provides dental services at facilities owned by a city, county, or other political subdivision of the state, **or any entity contracted with the state to provide care in a correctional center, as such term is defined in section 217.010**, at which a person regulated under this chapter provides dental care within the scope of his or her license or registration.

If any of the entities exempted from the requirements of this subsection are unable to provide services to a patient due to the lack of a qualified provider and a referral to another entity is made, the exemption shall extend to the person or entity that subsequently provides services to the patient.

4. No unincorporated organization shall practice dentistry as defined in section 332.071 unless such organization is exempt from federal taxation under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and provides dental treatment without compensation from the patient or any third party on their behalf as a part of a broader program of social services including food distribution. Nothing in this chapter shall prohibit organizations under this subsection from employing any person regulated by this chapter.

5. A dentist shall not enter into a contract that allows a person who is not a dentist to influence or interfere with the exercise of the dentist's independent professional judgment.

6. A not-for-profit corporation organized under the provisions of chapter 355 and qualifying as an organization under 26 U.S.C. Section 501(c)(3), an unincorporated organization operating pursuant to subsection 4 of this section, or any other person should not direct or interfere or attempt to direct or interfere with a licensed dentist's professional judgment and competent practice of dentistry. Nothing in this subsection shall be so construed as to make it unlawful for not-for-profit organizations to enforce employment contracts, corporate policy and procedure manuals, or quality improvement or assurance requirements.

7. All entities defined in subsection 3 of this section and those exempted under subsection 4 of this section shall apply for a permit to employ dentists and dental hygienists licensed in this state to render dental services, and the entity shall apply for the permit in writing on forms provided by the Missouri dental board. The board shall not charge a fee of any kind for the issuance or renewal of such permit. The provisions of this subsection shall not apply to a federally qualified health center as defined in Section 1905(l) of the Social Security Act (42 U.S.C. Section 1396d(l)).

8. Any entity that obtains a permit to render dental services in this state is subject to discipline pursuant to section 332.321. If the board concludes that the person or entity has committed an act or is engaging in a course of conduct that would be grounds for disciplinary action, the board may file a complaint before the administrative hearing commission. The board may refuse to issue or renew the permit of any entity for one or any combination of causes stated in subsection 2 of section 332.321. The board shall notify the

applicant in writing of the reasons for the refusal and shall advise the applicant of his or her right to file a complaint with the administrative hearing commission as provided by chapter 621.

9. A federally qualified health center as defined in Section 1905(l) of the Social Security Act (42 U.S.C. Section 1396d(l)) shall register with the board. The information provided to the board as part of the registration shall include the name of the health center, the nonprofit status of the health center, sites where dental services will be provided, and the names of all persons employed by, or contracting with, the health center who are required to hold a license pursuant to this chapter. The registration shall be renewed every twenty-four months. The board shall not charge a fee of any kind for the issuance or renewal of the registration. The registration of the health center shall not be subject to discipline pursuant to section 332.321. Nothing in this subsection shall prohibit disciplinary action against a licensee of this chapter who is employed by, or contracts with, such health center for the actions of the licensee in connection with such employment or contract.

10. The board may promulgate rules and regulations to ensure not-for-profit corporations are rendering care to the patient populations as set forth herein, including requirements for covered not-for-profit corporations to report patient census data to the board. The provisions of this subsection shall not apply to a federally qualified health center as defined in Section 1905(l) of the Social Security Act (42 U.S.C. Section 1396d(l)).

11. All not-for-profit corporations organized or operated pursuant to the provisions of chapter 355 and qualifying as an organization under 26 U.S.C. Section 501(c)(3), or the requirements relating to migrant, community, or health care for the homeless health centers provided in Section 330 of the Public Health Service Act (42 U.S.C. Section 254b) and federally qualified health centers as defined in Section 1905(l) (42 U.S.C. Section 1396d(l)) of the Social Security Act, that employ persons who practice dentistry or dental hygiene in this state shall do so in accordance with the relevant laws of this state except to the extent that such laws are contrary to, or inconsistent with, federal statute or regulation.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

HOUSE BILLS ON THIRD READING

HCS for HB 2015, with **SCS**, entitled:

An Act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2024.

Was taken up by Senator Hough.

SCS for HCS for HB 2015, entitled:

SENATE COMMITTEE SUBSTITUTE FOR HOUSE COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 2015

An Act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations,

and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2024.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2015** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2015**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2015

An Act to appropriate money for supplemental purposes for the several departments and offices of state government, and for the payment of various claims for refunds, for persons, firms, and corporations, and for other purposes, and to transfer money among certain funds, from the funds designated for the fiscal period ending June 30, 2024.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2015** be adopted.

Pursuant to Rule 91, Senator Luetkemeyer requested unanimous consent of the Senate to be excused from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 2015**, which request was granted.

Senator Hoskins offered **SA 1**:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2015, Page 19, Section 15.570, Line 7, by inserting immediately after said line the following:

“Section 15.575. To all departments

In reference to all sections in Part 1 of this act:

No funds shall be expended for intra-departmental “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging” training, programs, staffing, hiring, or any other intra-departmental initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws.”.

Senator Hoskins moved that the above amendment be adopted, which motion failed.

Senator Eigel offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2015, Page 11, Section 15.295, Lines 3-8, by striking all of said lines from the bill; and

Further amend totals accordingly.

Senator Eigel moved that the above amendment be adopted, which motion failed.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2015** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2015** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Carter
Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon	Hough
May	McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Brown (26th Dist.)	Eigel	Hoskins	Koenig	Moon	Schroer—7
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Luetkemeyer—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2002**, with **SCS**, entitled:

An Act appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2002**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2002** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2002**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2002

An Act to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education, and the several divisions and programs thereof, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2002** be adopted.

Senator Crawford assumed the Chair.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Hoskins offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 37, Section 2.530, Line 9, by inserting immediately after said line the following:

“Section 2.540. To the Department of Elementary and Secondary Education

In reference to all sections in Part 1 of this act:

No funds shall be expended for intra-departmental “Diversity, Equity, Inclusion,” or “Diversity, Inclusion, Belonging” training, programs, staffing, hiring, or any other intra-departmental initiative which similarly promotes: 1) the preferential treatment of any individual or group of individuals based upon race, color, religion, sex, gender, sexuality, ethnicity, national origin, or ancestry; 2) the concept that disparities are necessarily tied to oppression; 3) collective guilt ideologies; 4) intersectional or divisive identity activism; or, 5) the limiting of freedom of conscience, thought, or speech. This does not prohibit the department from following federal and state employment and anti-discrimination laws.”.

Senator Hoskins moved that the above amendment be adopted, which motion failed.

Senator Moon offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2002, Page 37, Section 2.530, Line 9, by inserting immediately after said line the following:

“Section 2.535. To the Department of Elementary and Secondary Education

In reference to all sections in Part 1 of this act:

Subject to section 208.009, RSMo and 8 U.S.C. 1621 (b), no funds shall be distributed, directly or indirectly, to any alien unlawfully present in the United States.”.

Senator Moon moved that the above amendment be adopted, which motion failed on a standing division vote.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2002** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2002** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2003**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2003**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution

of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2003** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2003**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2003

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and Workforce Development, the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2003** be adopted.

Senator Crawford assumed the Chair.

Senator Bean assumed the Chair.

Pursuant to Rule 91, Senator Washington requested unanimous consent of the Senate to be excused from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 2003**, which request was granted.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2003** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2003** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Williams—23					

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Coleman	Eigel	Hoskins	Koenig
Moon	Schroer—9					

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Washington—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2004, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2004, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2004** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2004**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2004

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Revenue, the Department of Transportation, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS for SCS for HCS for HB 2004** be adopted, which motion prevailed.

On motion of Senator Hough, **SS for SCS for HCS for HB 2004** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin

Carter

Coleman

Eigel

Hoskins

Koenig

Moon

Schroer—8

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2005, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2005, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2005** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2005**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2005

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Office of Administration, the Department of Transportation, the Department of Conservation, the Department of

Public Safety, the Chief Executive's Office, and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2005** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2005** was read the 3rd time and passed by the following vote:

YEAS—Senators						
Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators						
Brattin	Brown (26th Dist.)	Carter	Coleman	Eigel	Hoskins	Koenig
Moon	Schroer—9					

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2006**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2006**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and

programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2006** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2006**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2006

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Agriculture, Department of Natural Resources, Department of Conservation, and the several divisions and programs thereof and for the expenses, grants, refunds, distributions, and capital improvements projects involving the repair, replacement, and maintenance of state buildings and facilities of the Department of Natural Resources and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds, for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2006** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2006** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2007, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2007, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2007** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2007**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2007

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Economic Development, Department of Commerce and Insurance, Department of Labor and Industrial Relations and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS for SCS for HCS for HB 2007** be adopted.

Senator Rowden assumed the Chair.

Senator Bean assumed the Chair.

Senator Hoskins offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2007, Page 9, Section 7.065, Line 9, by striking: “and Lakeport Village”.

Senator Hoskins moved that the above amendment be adopted.

At the request of Senator Hoskins, **SA 1** was withdrawn.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2007** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2007** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Cierpiot	Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2008**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2008**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2008** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2008**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2008

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Public Safety and Department of National Guard and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2008** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2008** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

NAYS—Senator Moon—1

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2009**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2009**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2009

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2009** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2009**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2009

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Corrections and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2009** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2009** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Luetkemeyer	May	McCreery	Mosley	O'Laughlin
Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent	Washington

Williams—29

NAYS—Senators

Brattin	Eigel	Koenig	Moon—4
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Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2010, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2010, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2010** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2010**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2010

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Department of Health and Senior Services, and the several divisions and programs thereof, and the Missouri Health Facilities Review Committee to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS for SCS for HCS for HB 2010** be adopted.

Senator Moon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, Page 71, Section 10.2055, Line 9, by inserting immediately after said line the following:

“Section 10.2060. To the Department of Mental Health and the Department of Health and Senior Services

In reference to all sections in Part 1 of this act:

Subject to section 208.009, RSMo and 8 U.S.C. 1621 (b), no funds shall be distributed, directly or indirectly, to any alien unlawfully present in the United States.”.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Hough offered **SA 2**:

SENATE AMENDMENT NO. 2

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2010, Page 57, Section 10.780, Lines 50-57, by striking all of said lines from the bill; and

Further amend said section, page 58, lines 85-87 by striking all of said lines and inserting in lieu thereof the following:

“Personal Service.....1,477,907

Expense and Equipment.....53,433,359

From Department of Health and Senior Services Federal Stimulus - 2021 Fund (2457).....54,911,266”; and

Further amend totals accordingly.

Senator Hough moved that the above amendment be adopted, which motion prevailed.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2010**, as amended, be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2010**, as amended, was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Coleman	Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer
May	McCreery	Mosley	O’Laughlin	Rizzo	Roberts	Rowden
Thompson Rehder	Trent	Washington	Williams—25			

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O’Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2011**, with **SCS**, entitled:

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2011**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2011

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2011** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2011**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2011

An Act to appropriate money for the expenses, grants, refunds, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2011** be adopted.

Senator Moon offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Substitute for Senate Committee Substitute for House Committee Substitute for House Bill No. 2011, Page 87, Section 11.2100, Line 6, by inserting immediately after said line the following:

“Section 11.2103. To the Department of Social Services

In reference to all sections in Part 1 of this act:

Subject to section 208.009, RSMo and 8 U.S.C. 1621 (b), no funds shall be distributed, directly or indirectly, to any alien unlawfully present in the United States.”.

Senator Moon moved that the above amendment be adopted, which motion failed.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2011** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2011** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Coleman	Eigel	Hoskins	Koenig
Moon	Schroer—9					

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2012**, with **SCS**, entitled:

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and for the Missouri State Capitol Commission, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2012**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2012

An Act appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney

General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and for the Missouri State Capitol Commission, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2012** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2012**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2012

An Act to appropriate money for expenses, grants, refunds, and distributions of the Chief Executive's Office and Mansion, Lieutenant Governor, Secretary of State, State Auditor, State Treasurer, Attorney General, Missouri Prosecuting Attorneys and Circuit Attorneys Retirement Systems, and the Judiciary and the Office of the State Public Defender, and the several divisions and programs thereof, and for the payment of salaries and mileage of members of the State Senate and the House of Representatives and contingent expenses of the General Assembly, including salaries and expenses of elective and appointive officers and necessary capital improvements expenditures; for salaries and expenses of members and employees and other necessary operating expenses of the Committee on Legislative Research, various joint committees, for the expenses of the interim committees established by the General Assembly, and for the Missouri State Capitol Commission, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2024, and ending June 30, 2025.

Pursuant to Rule 91, Senator Luetkemeyer requested unanimous consent of the Senate to be excused from voting on the adoption and 3rd reading of **SS** for **SCS** for **HCS** for **HB 2012**, which request was granted.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2012** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2012** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Cierpiot
Crawford	Eslinger	Fitzwater	Gannon	Hough	May	McCreery
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin Brown (26th Dist.) Carter Coleman Eigel Hoskins Koenig
Moon—8

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

Excused from voting—Senator Luetkemeyer—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2013, with SCS, entitled:

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2013, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2013

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2013** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2013, entitled:**

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2013

An Act to appropriate money for real property leases, related services, utilities, systems furniture, structural modifications, and related expenses for the several departments of state government and the

divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2013** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2013** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2017**, with **SCS**, entitled:

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for **HCS** for **HB 2017**, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2017

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS** for **HCS** for **HB 2017** be adopted.

Senator Hough offered **SS** for **SCS** for **HCS** for **HB 2017**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2017

An Act to appropriate money for capital improvement and other purposes for the several departments and offices of state government and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2017** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2017** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Coleman
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for **HB 2018**, with **SCS**, entitled:

An Act appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2018, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2018

An Act appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2018** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2018**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2018

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof: for the purchase of equipment; planning, expenses, and capital improvement projects involving the maintenance, repair, replacement, and improvement of state buildings and facilities, including installation, modification, and renovation of facility components, equipment or systems; grants, refunds, distributions, planning, expenses, and land improvements; and to transfer money among certain funds; to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS for SCS for HCS for HB 2018** be adopted, which motion prevailed.

On motion of Senator Hough, **SS for SCS for HCS for HB 2018** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2019, with **SCS**, entitled:

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2019, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2019

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2019** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2019**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2019

An Act to appropriate money for the several departments and offices of state government and the several divisions and programs thereof for planning and capital improvements including but not limited to major additions and renovations, new structures, and land improvements or acquisitions, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS for SCS for HCS for HB 2019** be adopted, which motion prevailed.

On motion of Senator Hough, **SS for SCS for HCS for HB 2019** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Crawford	Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May
McCreery	Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder
Trent	Washington	Williams—24				

NAYS—Senators

Brattin	Carter	Coleman	Eigel	Hoskins	Koenig	Moon
Schroer—8						

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

HCS for HB 2020, with SCS, entitled:

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Was taken up by Senator Hough.

SCS for HCS for HB 2020, entitled:

SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2020

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Was taken up.

Senator Hough moved that **SCS for HCS for HB 2020** be adopted.

Senator Hough offered **SS for SCS for HCS for HB 2020**, entitled:

SENATE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR
HOUSE BILL NO. 2020

An Act to appropriate money for the expenses, grants, refunds, distributions, purchase of equipment, planning expenses, capital improvement projects, including but not limited to major additions and renovation of facility components, and equipment or systems for the several departments and offices of state government and the several divisions and programs thereof, and to transfer money among certain funds, to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri for the fiscal period beginning July 1, 2024, and ending June 30, 2025.

Senator Hough moved that **SS** for **SCS** for **HCS** for **HB 2020** be adopted, which motion prevailed.

On motion of Senator Hough, **SS** for **SCS** for **HCS** for **HB 2020** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Crawford
Eslinger	Fitzwater	Gannon	Hough	Luetkemeyer	May	McCreery
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Thompson Rehder	Trent
Washington	Williams—23					

NAYS—Senators

Brattin	Brown (26th Dist.)	Carter	Coleman	Eigel	Hoskins	Koenig
Moon	Schroer—9					

Absent—Senator Cierpiot—1

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

THIRD READING OF SENATE BILLS

SS for **SB 748**, introduced by Senator Hough, entitled:

SENATE SUBSTITUTE FOR
SENATE BILL NO. 748

An Act to repeal sections 190.839, 198.439, 208.437, 208.480, 338.550, and 633.401, RSMo, and to enact in lieu thereof six new sections relating to reimbursement allowance taxes.

Was taken up.

On motion of Senator Hough, **SS** for **SB 748** was read the 3rd time and passed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Eslinger	Fitzwater	Gannon
Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery	Moon
Mosley	O'Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder
Trent	Washington	Williams—31				

NAYS—Senators

Brattin Eigel—2

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The President declared the bill passed.

On motion of Senator Hough, title to the bill was agreed to.

Senator Hough moved that the vote by which the bill passed be reconsidered.

Senator O'Laughlin moved that motion lay on the table, which motion prevailed.

Senator Rowden assumed the Chair.

PRIVILEGED MOTIONS

Senator Coleman moved that **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE NO. 4 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NOS. 74, 48, 59, 61 and 83

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 2(b) and 3(c) of Article XII of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to constitutional amendments.

Was taken up.

Senator Coleman moved that **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, with **HCS**, as amended, be adopted.

At the request of Senator Coleman, the motion to adopt **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, with **HCS**, as amended, was withdrawn.

Senator Bean assumed the Chair.

MESSAGES FROM THE GOVERNOR

The following messages were received from the Governor, reading of which was waived:

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Victoria Babb, 2236 Bay Tree Drive, Saint Peters, Saint Charles County, Missouri 63376, as a member of Missouri Community Service Commission, for a term ending December 15, 2024, and until her successor is duly appointed and qualified; vice, Forrest W. Miller, Jr, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Maureen Clancy-May, Democrat, 9 Daybreak Estates, Saint Louis, Saint Louis County, Missouri 63128, as a member of Southeast Missouri State University Board of Governors, for a term ending January 1, 2030, and until her successor is duly appointed and qualified; vice, none.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Ed Elder, 1009 W 57 Terrace, Kansas City, Jackson County, Missouri 64113, as a member of Kansas City Board of Police Commissioners, for a term ending March 7, 2028, and until his successor is duly appointed and qualified; vice, Cathy J. Dean, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Tawni Ferrarini, Independent, 3344 Civic Green Drive, Saint Charles, Saint Charles County, Missouri 63301, as a member of the State Board of Education, for a term ending July 1, 2029, and until her successor is duly appointed and qualified; vice, Don Claycomb, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Tracy Henke, 15939 Wetherburn Road, Chesterfield, Saint Louis County, Missouri 63017, as a member of the Missouri Workforce Development Board, for a term ending March 3, 2028, and until her successor is duly appointed and qualified; vice, Stephaine B. Garrett, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

W. Dudley McCarter, 338 Peekskill Dr., Saint Louis, Saint Louis County, Missouri 63141, as a member of the Coordinating Board for Higher Education, for a term ending June 27, 2028, and until his successor is duly appointed and qualified; vice, W. Dudley McCarter, reappointed.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Jerel Poor II, 8288 Mapavi Drive, Bonne Terre, St. Francois County, Missouri 63628, as a member of the Administrative Hearing Commission, for a term ending April 14, 2030, and until his successor is duly appointed and qualified; vice, Philip E. Prewitt, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Thomas Prater, Independent, 1133 S. Weller Ave, Springfield, Greene County, Missouri 65804, as a member of the State Board of Education, for a term ending July 1, 2031, and until his successor is duly appointed and qualified; vice, Peter Herschend, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Louise Secker, 2625 E 14th Street, Joplin, Jasper County, Missouri 64801, as a member of Missouri Community Service Commission, for a term ending December 12, 2024, and until her successor is duly appointed and qualified; Reena Hajat Carroll, resigned.

Respectfully submitted,
Michael L. Parson
Governor

Also,

GOVERNOR
STATE OF MISSOURI
May 9, 2024

To the Senate of the 102nd General Assembly of the State of Missouri:

I hereby withdraw from your consideration the following appointment:

Whitney Smith, Republican, 12306 Borcharding Lane, Des Peres, Saint Louis County, Missouri 63131, as a member of the Missouri Ethics Commission, for a term ending March 15, 2030 and until her successor is duly appointed and qualified; vice, Helene Frischer, term expired.

Respectfully submitted,
Michael L. Parson
Governor

Senator Rowden moved that the above appointments and reappointment be returned to the Governor per his request, which motion prevailed.

Senator Rowden assumed the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended, for **SCS** for **HCS** for **HBs 2134 and 1956** and has taken up and passed **SS** for **SCS** for **HCS** for **HBs 2134 and 1956**, as amended.

Emergency Clause Adopted.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **HB 1912** and has taken up and passed **SS** for **HB 1912**.

REPORTS OF STANDING COMMITTEES

Senator Gannon, Chair of the Committee on Local Government and Elections, submitted the following report:

Mr. President: Your Committee on Local Government and Elections, to which was referred **HCS** for **HJR**s **86**, **72**, and **119**, begs leave to report that it has considered the same and recommends that the joint resolution do pass.

RESOLUTIONS

Senators Schroer, Fitzwater, and Eigel offered Senate Resolution No. 1020, regarding the death of Sergeant Colin Ismail Arslanbas, O'Fallon, which was adopted.

Senators Rizzo and Rowden offered Senate Resolution No. 1021, regarding the death of Peter "Pete" Vincent Inzerillo, Kansas City, which was adopted.

Senator Mosley offered Senate Resolution No. 1022, regarding Dr. Angela Haywood-Gaskin, Florissant, which was adopted.

Senators Mosley and Rowden offered Senate Resolution No. 1023, regarding Pastor Shirley Ann Caesar-Williams, which was adopted.

Senator Eigel offered Senate Resolution No. 1024, regarding Leslie Carl "Les" Huster, St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 1025, regarding William "Bill" Arthur Donze Jr., St. Charles, which was adopted.

Senator Eigel offered Senate Resolution No. 1026, regarding John "Sarge" Richard Baker, St. Peters, which was adopted.

Senator Eigel offered Senate Resolution No. 1027, regarding Runi Sheldon Hertz, St. Charles, which was adopted.

INTRODUCTION OF GUESTS

Senator Eslinger introduced to the Senate, Saylor Chapman; and Parker and Ellie Gilmore; and Parker and Ellie were made honorary pages.

On motion of Senator O'Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-THIRD DAY—FRIDAY, MAY 10, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
HB 1750-Haffner
HB 2075-Coleman

HB 2650-Haley
HCS#2 for HB 1936
HB 2571-McGaugh

SENATE BILLS FOR PERFECTION

1. SB 844-Bernskoetter
2. SB 768-Thompson Rehder, with SCS
3. SB 1266-Luetkemeyer, with SCS
4. SB 1379-Arthur
5. SB 1362-Crawford
6. SB 1155-Mosley
7. SB 1326-McCreery
8. SB 1277-Black
9. SB 884-Roberts, with SCS
10. SB 1393-O'Laughlin
11. SB 907-Carter
12. SB 869-Moon, et al
13. SB 1029-Moon
14. SB 753-Brown (16)
15. SB 826-Koenig

16. SB 789-Razer
17. SB 829-Rowden, with SCS
18. SB 969-Washington
19. SB 1099-Washington
20. SB 1468-Luetkemeyer, with SCS
21. SB 1200-Trent, with SCS
22. SB 1070-McCreery, with SCS
23. SB 817-Brown (26)
24. SB 1340-Bernskoetter
25. SB 819-Brown (26), with SCS
26. SB 812-Coleman
27. SB 1001-Koenig
28. SB 946-Thompson Rehder
29. SB 1374-Gannon
30. SB 1260-Gannon

HOUSE BILLS ON THIRD READING

1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight)
2. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight)
3. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight)
4. HB 2430-McGill (Schroer)
(In Fiscal Oversight)
5. HB 2082-Gregory (Crawford)

6. HB 2142-Baker (Eslinger)
(In Fiscal Oversight)
7. HCS for HBs 2628 & 2603, with SCS
(Schroer)
8. HCS for HB 2065 (Hough)
9. HB 1516-Murphy (Trent)
(In Fiscal Oversight)
10. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight)

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|--|---|
| 11. HCS for HB 2431, with SCS (Black) | 21. HCS for HJR 68 & 79 (Cierpiot) |
| 12. HCS HBs 2432, 2482 & 2543
(Luetkemeyer) | (In Fiscal Oversight) |
| 13. HCS for HBs 2322 & 1774 (Trent) | 22. HCS for HB 1564, with SCS (Gannon) |
| 14. HCS for HB 1775, with SCS (Crawford) | (In Fiscal Oversight) |
| (In Fiscal Oversight) | 23. HB 2084-Banderman, with SCS |
| 15. HCS for HB 2688 (Thompson Rehder) | (Brown (26)) |
| 16. HCS for HBs 1818 & 2345 | 24. HCS for HB 2763 |
| (Thompson Rehder) | 25. HCS for HB 2153, with SCS (Bean) |
| 17. HCS for HBs 1948, 2066, 1721 & | (In Fiscal Oversight) |
| 2276 with SCS (Brown (16)) | 26. HJR 132-Hausman (Fitzwater) |
| 18. HCS for HB 2413 (Gannon) | (In Fiscal Oversight) |
| 19. HB 2170-Gregory, with SCS (Trent) | 27. HCS for HB 2797, with SCS (Fitzwater) |
| (In Fiscal Oversight) | (In Fiscal Oversight) |
| 20. HCS for HB 2064 & | 28. HCS for HJR 86, 72 & 119 |
| HCS#2 for HB 1886, with SCS | |
| (Luetkemeyer) (In Fiscal Oversight) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 847-Hough, with SCS, SS for SCS & |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS & | SB 848-Hough |
| SA 3 (pending) | SB 850-Brown (16) |
| SB 742-Arthur, with SS (pending) | SB 876-Bean, with SCS & SS for SCS |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 903-Schroer |
| SB 757-O'Laughlin, with SCS | SB 936-Bernskoetter, with SCS & |
| SB 772-Gannon | SS for SCS (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 984-Schroer, with SS, SA 1 & |
| SB 782-Bean, with SCS, SS for SCS, SA 4 & | SA 1 to SA 1 (pending) |
| SSA 1 for SA 4, as amended (pending) | SB 1036-Razer and Rizzo, with SCS |
| SB 799-Fitzwater and Eigel, with SCS & | SBs 1168 & 810-Coleman, with SCS, |
| SS for SCS (pending) | SS for SCS, SA 2, SA 1 to SA 2 & |
| SB 801-Fitzwater, with SCS | point of order (pending) |
| SB 811-Coleman, with SCS, SS#2 for SCS & | SB 1199-Trent |
| SA 1 (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 818-Brown (26) and Coleman, with SS & | SB 1375-Eslinger |
| SA 2 (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 830-Rowden, with SS, SA 2 & | SB 1392-Trent |
| point of order (pending) | SB 1422-Black, with SCS |
| SB 845-Bernskoetter | |

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)	SS for HB 1713-Schnelting (Schroer)
HCS for HB 1511 (Brown (26))	(In Fiscal Oversight)
HCS for HB 1659, with SCS, SS for SCS & SA 9, as amended (pending) (Luetkemeyer)	HCS for HB 2227 (Thompson Rehder)

SENATE BILLS WITH HOUSE AMENDMENTS

SS for SB 900-Black, with HCS, as amended	SS#4 for SCS for SJRs 74, 48, 59, 61 & 83-Coleman, et al, with HCS, as amended
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RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-THIRD DAY - FRIDAY, MAY 10, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2015** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2015**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2002** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2002**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2003** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2003**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2004** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2004**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2005** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2005**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2006** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2006**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2007** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2007**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2008** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2008**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 1298**.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 3, House Amendment No. 4, House Amendment No. 1 to House Amendment No. 5, House Amendment No. 5, as amended, House Amendment No. 1 to House Amendment No. 6, House Amendment No. 2 to House Amendment No. 6, House Amendment No. 6, as amended, House Amendment No. 1 to House Amendment No. 7, House Amendment No. 2 to House Amendment No. 7, House Amendment No. 3 to House Amendment No. 7, House Amendment No. 5 to House Amendment No. 7, House Amendment No. 7, as amended, House Amendment No. 1 to House Amendment No. 8, House Amendment No. 2 to House Amendment No. 8, House Amendment No. 3 to House Amendment No. 8, House Amendment No. 4 to House Amendment No. 8, House Amendment No. 5 to House Amendment No. 8, House Amendment No. 8, as amended, House Amendment No. 1 to House Amendment No. 9, House Amendment No. 9, as amended, House Amendment No. 10, and House Amendment No. 11.

HOUSE AMENDMENT NO. 1

Amend Senate Substitute for Senate Bill No. 1298, Page 1, In the Title, Line 3, by deleting the words “cotton trailers” and inserting in lieu thereof the words “rural community development”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend Senate Substitute for Senate Bill No. 1298, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer’s federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer’s federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer’s federal tax liability pursuant to

Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued

only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the

commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan;
- (i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist;

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state; and

(13) **For all tax years beginning on or after January 1, 2022**, one hundred percent of any federal, state, or local grant moneys received by the taxpayer if the grant money was disbursed for the express purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) "Beginning farmer", a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) "Farm owner", an individual who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

a. A sale to a beginning farmer;

b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) "Qualified family member", an individual who is related to a farm owner within the fourth degree by blood, marriage, or adoption and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner's farming operation.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

a. For the first two million dollars received, one hundred percent;

b. For the next one million dollars received, eighty percent;

c. For the next one million dollars received, sixty percent;

d. For the next one million dollars received, forty percent; and

e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of

representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend Senate Substitute for Senate Bill No. 1298, Page 17, Section 301.010, Line 492, by inserting after all of said section and line the following:

"301.560. 1. In addition to the application forms prescribed by the department, each applicant shall submit the following to the department:

(1) Every application other than **an application for a new motor vehicle franchise dealer where the applicant is a retailer that sells agricultural supplies and is under common ownership and control with at least five other new motor vehicle franchise dealers doing business under the same name, or** a renewal application for a **new** motor vehicle franchise dealer shall include a certification that the applicant has a bona fide established place of business. Such application shall include an annual certification that the applicant has a bona fide established place of business for the first three years and

only for every other year thereafter. The certification shall be performed by a uniformed member of the Missouri state highway patrol or authorized or designated employee stationed in the troop area in which the applicant's place of business is located; except that in counties of the first classification, certification may be performed by an officer of a metropolitan police department when the applicant's established place of business of distributing or selling motor vehicles or trailers is in the metropolitan area where the certifying metropolitan police officer is employed. When the application is being made for licensure as a boat manufacturer or boat dealer, certification shall be performed by a uniformed member of the Missouri state highway patrol or authorized or designated employee stationed in the troop area in which the applicant's place of business is located or, if the applicant's place of business is located within the jurisdiction of a metropolitan police department in a first class county, by an officer of such metropolitan police department. A bona fide established place of business for any new motor vehicle franchise dealer, used motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle dealer, trailer dealer, or wholesale or public auction shall be a permanent enclosed building or structure, either owned in fee or leased and actually occupied as a place of business by the applicant for the selling, bartering, trading, servicing, or exchanging of motor vehicles, boats, personal watercraft, or trailers and wherein the public may contact the owner or operator at any reasonable time, and wherein shall be kept and maintained the books, records, files and other matters required and necessary to conduct the business. The applicant shall maintain a working telephone number during the entire registration year which will allow the public, the department, and law enforcement to contact the applicant during regular business hours. The applicant shall also maintain an email address during the entire registration year which may be used for official correspondence with the department. In order to qualify as a bona fide established place of business for all applicants licensed pursuant to this section there shall be an exterior sign displayed carrying the name of the business set forth in letters at least six inches in height and clearly visible to the public and there shall be an area or lot which shall not be a public street on which multiple vehicles, boats, personal watercraft, or trailers may be displayed. The sign shall contain the name of the dealership by which it is known to the public through advertising or otherwise, which need not be identical to the name appearing on the dealership's license so long as such name is registered as a fictitious name with the secretary of state, has been approved by its line-make manufacturer in writing in the case of a new motor vehicle franchise dealer and a copy of such fictitious name registration has been provided to the department. Dealers who sell only emergency vehicles as defined in section 301.550 are exempt from maintaining a bona fide place of business, including the related law enforcement certification requirements, and from meeting the minimum yearly sales;

(2) The initial application for licensure shall include a photograph, not to exceed eight inches by ten inches but no less than five inches by seven inches, showing the business building, lot, and sign. A new motor vehicle franchise dealer applicant who has purchased a currently licensed new motor vehicle franchised dealership shall be allowed to submit a photograph of the existing dealership building, lot and sign but shall be required to submit a new photograph upon the installation of the new dealership sign as required by sections 301.550 to 301.580. Applicants shall not be required to submit a photograph annually unless the business has moved from its previously licensed location, or unless the name of the business or address has changed, or unless the class of business has changed;

(3) Every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, trailer dealer, or boat dealer shall furnish with the application a corporate surety bond or an irrevocable letter of credit as defined in section 400.5-102, issued by any state

or federal financial institution in the penal sum of fifty thousand dollars on a form approved by the department. The bond or irrevocable letter of credit shall be conditioned upon the dealer complying with the provisions of the statutes applicable to new motor vehicle franchise dealers, used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers, trailer dealers, and boat dealers, and the bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded when such acts constitute grounds for the suspension or revocation of the dealer's license. The bond shall be executed in the name of the state of Missouri for the benefit of all aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the beneficiary; except, that the aggregate liability of the surety or financial institution to the aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of credit. Additionally, every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, or boat dealer shall furnish with the application a copy of a current dealer garage policy bearing the policy number and name of the insurer and the insured. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be paid upon receipt by the department of a final judgment from a Missouri court of competent jurisdiction against the principal and in favor of an aggrieved party. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be paid at the order of the department and in the amount determined by the department to any buyer or interested lienholder up to the greater of the amount required for the release of the purchase money lien or the sales price paid by the buyer where a dealer has failed to fulfill the dealer's obligations under an agreement to assign and deliver title to the buyer within thirty days under a contract entered into pursuant to subsection 5 of section 301.210. The department shall direct release of the bond or irrevocable letter of credit proceeds upon presentation of a written agreement entered into pursuant to subsection 5 of section 301.210, copies of the associated sales and finance documents, and the affidavit or affidavits of the buyer or lienholder stating that the certificate of title with assignment thereof has not been passed to the buyer within thirty days of the date of the contract entered into under subsection 5 of section 301.210, that the dealer has not fulfilled the agreement under the contract to repurchase the vehicle, that the buyer or the lienholder has notified the dealer of the claim on the bond or letter of credit, and the amount claimed by the purchaser or lienholder. In addition, prior to directing release and payment of the proceeds of a bond or irrevocable letter of credit, the department shall ensure that there is satisfactory evidence to establish that the vehicle which is subject to the written agreement has been returned by the buyer to the dealer or that the buyer has represented to the department that the buyer will surrender possession of the vehicle to the dealer upon payment of the proceeds of the bond or letter of credit directed by the department. Excepting ordinary wear and tear or mechanical failures not caused by the buyer, the amount of proceeds to be paid to the buyer under the bond or irrevocable letter of credit shall be reduced by an amount equivalent to any damage, abuse, or destruction incurred by the vehicle while the vehicle was in the buyer's possession as agreed between the buyer and the dealer. The dealer may apply to a court of competent jurisdiction to contest the claim on the bond or letter of credit, including the amount of the claim and the amount of any adjustment for any damage, abuse, or destruction, by filing a petition with the court within thirty days of the notification by the buyer or lienholder. If the dealer does not fulfill the agreement or file a petition to request judicial relief from the terms of the agreement or contest the amount of the claim, the bond or letter of credit shall be released by the department and directed paid in the amount or amounts presented by the lienholder or buyer;

(4) Payment of all necessary license fees as established by the department. In establishing the amount of the annual license fees, the department shall, as near as possible, produce sufficient total income to

offset operational expenses of the department relating to the administration of sections 301.550 to 301.580. All fees payable pursuant to the provisions of sections 301.550 to 301.580, other than those fees collected for the issuance of dealer plates or certificates of number collected pursuant to subsection 6 of this section, shall be collected by the department for deposit in the state treasury to the credit of the "Motor Vehicle Commission Fund", which is hereby created. The motor vehicle commission fund shall be administered by the Missouri department of revenue. The provisions of section 33.080 to the contrary notwithstanding, money in such fund shall not be transferred and placed to the credit of the general revenue fund until the amount in the motor vehicle commission fund at the end of the biennium exceeds two times the amount of the appropriation from such fund for the preceding fiscal year or, if the department requires permit renewal less frequently than yearly, then three times the appropriation from such fund for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the multiple of the appropriation from such fund for the preceding fiscal year.

2. In the event a new vehicle manufacturer, boat manufacturer, motor vehicle dealer, wholesale motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle auction, trailer dealer, or a public motor vehicle auction submits an application for a license for a new business and the applicant has complied with all the provisions of this section, the department shall make a decision to grant or deny the license to the applicant within eight working hours after receipt of the dealer's application, notwithstanding any rule of the department.

3. Except as otherwise provided in subsection 6 of this section, upon the initial issuance of a license by the department, the department shall assign a distinctive dealer license number or certificate of number to the applicant and the department shall issue one number plate or certificate bearing the distinctive dealer license number or certificate of number and two additional number plates or certificates of number within eight working hours after presentment of the application and payment by the applicant of a fee of fifty dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate or certificate. Upon renewal, the department shall issue the distinctive dealer license number or certificate of number as quickly as possible. The issuance of such distinctive dealer license number or certificate of number shall be in lieu of registering each motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer, manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor vehicle auction or new or used motor vehicle dealer. The license plates described in this section shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

4. Notwithstanding any other provision of the law to the contrary, the department shall assign the following distinctive dealer license numbers to:

New motor vehicle franchise dealers	D-0 through D-999
New powersport dealers	D-1000 through D-1999
Used motor vehicle and used powersport dealers	D-2000 through D-9999
Wholesale motor vehicle dealers	W-0 through W-1999

Wholesale motor vehicle auctions	WA-0 through WA-999
New and used trailer dealers	T-0 through T-9999
Motor vehicle, trailer, and boat manufacturers	DM-0 through DM-999
Public motor vehicle auctions	A-0 through A-1999
Boat dealers	M-0 through M-9999
New and used recreational motor vehicle dealers	RV-0 through RV-999

For purposes of this subsection, qualified transactions shall include the purchase of salvage titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a salvage dealer's license shall be allowed one additional plate or certificate number per fifty-unit qualified transactions annually. In order for salvage dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of purchases during the reporting period of July first of the immediately preceding year to June thirtieth of the present year. The provisions of this subsection shall become effective on the date the director of the department of revenue begins to reissue new license plates under section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue begins reissuing new license plates under the authority granted under section 301.130 prior to December 1, 2008, the director of the department of revenue shall notify the revisor of statutes of such fact.

5. Upon the sale of a currently licensed motor vehicle dealership the department shall, upon request, authorize the new approved dealer applicant to retain the selling dealer's license number and shall cause the new dealer's records to indicate such transfer. If the new approved dealer applicant elects not to retain the selling dealer's license number, the department shall issue the new dealer applicant a new dealer's license number and an equal number of plates or certificates as the department had issued to the selling dealer.

6. In the case of motor vehicle dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue one additional number plate to the applicant upon payment by the dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for the additional number plate. The department may issue a third plate to the motor vehicle dealer upon completion of the dealer's fifteenth qualified transaction and payment of a fee of ten dollars and fifty cents. In the case of new motor vehicle manufacturers, powersport dealers, recreational motor vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue two additional number plates to the applicant upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for each additional number plate. Boat dealers and boat manufacturers shall be entitled to one certificate of number bearing such number upon the payment of a fifty dollar fee. Additional number plates and as many additional certificates of number may be

obtained upon payment of a fee of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle manufacturers shall not be issued or possess more than three hundred forty-seven additional number plates or certificates of number annually. New and used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are limited to one additional plate or certificate of number per ten-unit qualified transactions annually. New and used recreational motor vehicle dealers are limited to two additional plates or certificate of number per ten-unit qualified transactions annually for their first fifty transactions and one additional plate or certificate of number per ten-unit qualified transactions thereafter. An applicant seeking the issuance of an initial license shall indicate on his or her initial application the applicant's proposed annual number of sales in order for the director to issue the appropriate number of additional plates or certificates of number. A motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer obtaining a distinctive dealer license plate or certificate of number or additional license plate or additional certificate of number, throughout the calendar year, shall be required to pay a fee for such license plates or certificates of number computed on the basis of one-twelfth of the full fee prescribed for the original and duplicate number plates or certificates of number for such dealers' licenses, multiplied by the number of months remaining in the licensing period for which the dealer or manufacturers shall be required to be licensed. In the event of a renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and public auctions shall be issued a certificate of dealer registration in lieu of a dealer number plate. In order for dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of sales during the reporting period of July first of the immediately preceding year to June thirtieth of the present year.

7. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any motor vehicle owned by a new motor vehicle manufacturer. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any motor vehicle or trailer owned and held for resale by a motor vehicle dealer for use by a customer who is test driving the motor vehicle, for use by any customer while the customer's vehicle is being serviced or repaired by the motor vehicle dealer, for use and display purposes during, but not limited to, parades, private events, charitable events, or for use by an employee or officer, but shall not be displayed on any motor vehicle or trailer hired or loaned to others or upon any regularly used service or wrecker vehicle. Motor vehicle dealers may display their dealer plates on a tractor, truck or trailer to demonstrate a vehicle under a loaded condition. Trailer dealers may display their dealer license plates in like manner, except such plates may only be displayed on trailers owned and held for resale by the trailer dealer.

8. The certificates of number issued pursuant to subsection 3 or 6 of this section may be displayed on any vessel or vessel trailer owned and held for resale by a boat manufacturer or a boat dealer, and used by a customer who is test driving the vessel or vessel trailer, or is used by an employee or officer on a vessel or vessel trailer only, but shall not be displayed on any motor vehicle owned by a boat manufacturer, boat dealer, or trailer dealer, or vessel or vessel trailer hired or loaned to others or upon any regularly used service vessel or vessel trailer. Boat dealers and boat manufacturers may display their certificate of number on a vessel or vessel trailer when transporting a vessel or vessels to an exhibit or show.

9. If any law enforcement officer has probable cause to believe that any license plate or certificate of number issued under subsection 3 or 6 of this section is being misused in violation of subsection 7 or 8 of this section, the license plate or certificate of number may be seized and surrendered to the department.

10. (1) Every application for the issuance of a used motor vehicle dealer's license shall be accompanied by proof that the applicant, within the last twelve months, has completed an educational seminar course approved by the department as prescribed by subdivision (2) of this subsection. Wholesale and public auto auctions and applicants currently holding a new or used license for a separate dealership shall be exempt from the requirements of this subsection. The provisions of this subsection shall not apply to current new motor vehicle franchise dealers or motor vehicle leasing agencies or applicants for a new motor vehicle franchise or a motor vehicle leasing agency. The provisions of this subsection shall not apply to used motor vehicle dealers who were licensed prior to August 28, 2006.

(2) The educational seminar shall include, but is not limited to, the dealer requirements of sections 301.550 to 301.580, the rules promulgated to implement, enforce, and administer sections 301.550 to 301.580, and any other rules and regulations promulgated by the department.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend Senate Substitute for Senate Bill No. 1298, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with less than three thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.

2. Notwithstanding any law to the contrary and for any city of the fourth classification with less than three thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

(1) The board has no authority to set utility rates or to issue bonds;

(2) The person resides within five miles of the city limits;

(3) The person owns real property or a business in the city;

(4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and

(5) The person has no pecuniary interest in, and is not an employee or board member of, any utility or other entity that offers the same type of service as the utility managed by the board.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 5

Amend House Amendment No. 5 to Senate Substitute for Senate Bill No. 1298, Page 8, Line 28, by deleting said line and inserting in lieu thereof the following:

““407.645. 1. As used in this section, the following terms mean:

(1) “Authorized repair provider”, an individual or business who has an arrangement with the original equipment manufacturer under which the original equipment manufacturer grants to the individual or business a license to use a trade name, service mark, or other proprietary identifier for the purposes of offering the services of diagnosis, maintenance, or repair of a motorcycle under the name of the original equipment manufacturer, or other arrangement with the original equipment manufacturer to offer such services on behalf of the original equipment manufacturer. An original equipment manufacturer who offers the services of diagnosis, maintenance, or repair of its own motorcycle and who does not have an arrangement with an unaffiliated individual or business shall be considered an authorized repair provider with respect to motorcycles;

(2) “Documentation”, any manual, diagram, reporting output, service code description, schematic diagram, security codes, passwords, or other guidance or information used in effecting the services of diagnosis, maintenance, or repair of a motorcycle;

(3) “Fair and reasonable terms”, making available parts, tools, or documentation as follows:

(a) That documentation is made available by the original equipment manufacturer at no charge, except when the documentation is requested in physical printed form, a charge may be included for the reasonable, actual costs of preparing and sending the copy;

(b) That tools are made available by the original equipment manufacturer at no charge and without requiring authorization or internet access for use or operation of the tool, or imposing impediments to access or use of the tools to diagnose, maintain, or repair and enable full functionality of digital motorcycle equipment, or in a manner that impairs the efficient and cost-effective performance of any such diagnosis, maintenance, or repair, except that when the tool is requested in physical form, a charge may be included for the reasonable, actual costs of preparing and sending the tool; and

(c) That parts are made available by the original equipment manufacturer, either directly or through an authorized repair provider, to independent repair providers and owners at costs and terms that are equivalent to the most favorable costs and terms under which an original equipment manufacturer offers the parts to an authorized repair provider and that:

a. Accounts for any discount, rebate, convenient, and timely means of delivery; means of enabling fully restored and updated functionality, rights of use, or other incentive and preference the original manufacturer offers to an authorized repair provider; or any additional cost, burden, or impediment the original equipment manufacturer imposes on an owner or independent repair provider;

b. Is not conditioned on or imposing a substantial obligation or restriction that is not reasonably necessary for enabling the owner or independent repair provider to engage in the diagnosis, maintenance, or repair of equipment made by or on behalf of the original equipment manufacturer; and

c. Is not conditioned on an arrangement with the original equipment manufacturer;

(4) “Independent repair provider”, an individual or business operating in this state that is unaffiliated with an original equipment manufacturer that is engaged in the services of diagnosis, maintenance, or repair of motorcycles;

(5) “Motorcycle”, a motorcycle as defined in section 300.010, excluding any equipment not primarily designed for use on highways;

(6) “Original equipment manufacturer”, a business engaged in the business of selling, leasing, or otherwise supplying new motorcycles manufactured by, or on behalf of itself, to any individual or business;

(7) “Owner”, an individual or business that owns or leases a motorcycle purchased or used in this state;

(8) “Part”, any replacement part, either new or used, made available by an original equipment manufacturer for purposes of effecting the services of maintenance or repair of a motorcycle manufactured by or on behalf of, sold, or otherwise supplied by the original equipment manufacturer;

(9) “Tool”, any software program, hardware implement, or other apparatus used for diagnosis, maintenance, or repair of a motorcycle, including software or other mechanisms that provision, program, or pair a new part, calibrate functionality, or perform any other function required to bring the product back to fully functional condition, including any updates;

(10) “Trade secret”, the same meaning as such term is defined in section 417.453.

2. (1) For motorcycles and parts for motorcycles that are sold or used in this state, an original equipment manufacturer shall make available to any independent repair provider and owner of a motorcycle manufactured by or on behalf of, or sold by such original equipment manufacturer, on fair and reasonable terms, any documentation, parts, and tools required for the diagnosis, maintenance, or repair of such a motorcycle and parts for the motorcycle, inclusive of any updates to information. The documentation, parts, and tools shall be made available either directly by the original equipment manufacturer or via an authorized repair provider.

(2) For equipment that contains a motorcycle security lock or other security-related function, the original equipment manufacturer shall make available to any owner and independent repair provider, on fair and reasonable terms, any special documentation, tools, and parts needed to access and reset the lock or function when disabled in the course of diagnosis, maintenance, or repair of the motorcycle. The documentation, tools, and parts may be made available through appropriate secure-release systems.

3. With respect to equipment that contains an electronic security lock or other security-related function, a manufacturer shall, with fair and reasonable terms and costs, make available to independent repair providers and owners any documentation, parts, embedded software, firmware, or tools, or, with owner authorization, data needed to reset the lock or function when disabled in the course of providing services. The manufacturer may make the documentation, parts, embedded software, firmware, or tools, or, with owner authorization, data available to independent repair providers and owners through appropriate secure release systems.

4. Violation of this section is an unlawful practice under sections 407.010 to 407.130 of the merchandising practices act. All remedies, penalties, and authority granted to the attorney general under sections 407.010 to 407.130 shall be available for the enforcement of this section.

5. (1) Nothing in this section shall require an original equipment manufacturer to divulge any trade secret to any owner or independent service provider.

(2) Nothing in this section shall alter the terms of any arrangement in force between an authorized repair provider and an original equipment manufacturer including, but not limited to, the performance or provision of warranty or recall repair work by an authorized repair provider on behalf of an original equipment manufacturer and pursuant to such arrangement, except that any provision in the terms that purports to waive, avoid, restrict, or limit the original equipment manufacturer's obligations to comply with this section shall be void and unenforceable.

(3) Nothing in this section shall be construed to require a manufacturer to make available special documentation, tools, and parts that would disable or override antitheft security measures set by the owner of the product without the owner's authorization.

(4) No original equipment manufacturer or authorized repair provider shall be liable for any damage or injury caused to any motorcycle by an independent repair provider or owner which occurs during the course of repair, diagnosis, or maintenance.

6. This section shall apply with respect to motorcycles sold or in use on or after January 1, 2025.

7. The enactment of this section shall become effective January 1, 2025.

Section 1. 1. The department of transportation shall limit the messages displayed on"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend Senate Substitute for Senate Bill No. 1298, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"71.025. Beginning August 28, 2024, city populations shall be included on city limit signs on state highways.

226.510. As used in sections 226.500 to 226.600, the following words or phrases mean:

(1) “Freeway primary highway”, that part of a federal-aid primary highway system, as of June 1, 1991, which has been constructed as divided, dual lane fully controlled access facilities with no access to the throughways except the established interchanges. When existing two-lane highways are being upgraded to four-lane limited access, the regulations for freeway primary highways shall apply as of the date the state highways and transportation commission acquires all access rights on the adjoining right-of-way;

(2) “Interstate system”, that portion of the national system of interstate highways located within the boundaries of Missouri, as officially designated or may be hereafter designated by the state highways and transportation commission with the approval of the Secretary of Transportation, pursuant to Title 23, United States Code, as amended;

(3) “Outdoor advertising”, an outdoor sign, display, device, figure, painting, drawing, message, plaque, poster, billboard, or other thing designed, intended or used to advertise or inform, any part of the advertising or information contents of which is visible from any point of the traveled ways of the interstate or primary systems; **except that none of the preceding items shall be deemed “outdoor advertising” when located on, attached to, or erected as part of, a fence, fences, or walls that enclose, in whole or in part, an athletic field that is owned or leased by a school or an entity described in section 501(c)(3) of the Internal Revenue Code, as amended. When the audience of such signs is intended to be the patrons, participants, or attendees of an event occurring at the athletic field, the signs shall not require permitting from the Missouri department of transportation;**

(4) “Primary system”, the federal-aid primary highways as of June 1, 1991, and all highways designated as part of the National Highway System by the National Highway System Designation Act of 1995 and those highways subsequently designated as part of the National Highway System;

(5) “Rest area”, an area or site established and maintained within or adjacent to the highway right-of-way under public supervision or control, for the convenience of the traveling public, except that the term shall not include automotive service stations, hotels, motels, restaurants or other commerce facilities of like nature;

(6) “Urban area”, an urban place as designated by the Bureau of the Census, having a population of five thousand or more within boundaries to be fixed by the state highways and transportation commission and local officials in cooperation with each other and approved by the Secretary of Transportation, or an urbanized area as designated by the Bureau of the Census within boundaries to be fixed by the state highways and transportation commission and local officials and approved by the Secretary of Transportation. The boundary of the urban area shall, as a minimum, encompass the entire urban place as designated by the Bureau of the Census.

226.540. Notwithstanding any other provisions of sections 226.500 to 226.600, outdoor advertising shall be permitted within six hundred and sixty feet of the nearest edge of the right-of-way of highways located on the interstate, federal-aid primary system as it existed on June 1, 1991, or the national highway system as amended in areas zoned industrial, commercial or the like and in unzoned commercial and industrial areas as defined in this section, subject to the following regulations which are consistent with customary use in this state:

(1) Lighting:

(a) No revolving or rotating beam or beacon of light that simulates any emergency light or device shall be permitted as part of any sign. No flashing, intermittent, or moving light or lights will be permitted except scoreboards and other illuminated signs designating public service information, such as time, date, or temperature, or similar information, will be allowed; tri-vision, projection, and other changeable message signs shall be allowed subject to Missouri highways and transportation commission regulations;

(b) External lighting, such as floodlights, thin line and gooseneck reflectors are permitted, provided the light source is directed upon the face of the sign and is effectively shielded so as to prevent beams or rays of light from being directed into any portion of the main traveled way of the federal-aid primary highways as of June 1, 1991, and all highways designated as part of the National Highway System by the National Highway System Designation Act of 1995 and those highways subsequently designated as part of the National Highway System and the lights are not of such intensity so as to cause glare, impair the vision of the driver of a motor vehicle, or otherwise interfere with a driver's operation of a motor vehicle;

(c) No sign shall be so illuminated that it interferes with the effectiveness of, or obscures, an official traffic sign, device, or signal;

(2) Size of signs:

(a) The maximum area for any one sign shall be eight hundred square feet with a maximum height of thirty feet and a maximum length of seventy-two feet, inclusive of border and trim but excluding the base or apron, supports, and other structural members. The area shall be measured as established herein and in rules promulgated by the commission. In determining the size of a conforming or nonconforming sign structure, temporary cutouts and extensions installed for the length of a specific display contract shall not be considered a substantial increase to the size of the permanent display; provided the actual square footage of such temporary cutouts or extensions may not exceed thirty-three percent of the permanent display area. Signs erected in accordance with the provisions of sections 226.500 to 226.600 prior to August 28, 2002, which fail to meet the requirements of this provision shall be deemed legally nonconforming as defined herein;

(b) The maximum size limitations shall apply to each side of a sign structure, and signs may be placed back to back, double faced, or in V-type construction with not more than two displays to each facing, but such sign structure shall be considered as one sign;

(c) After August 28, 1999, no new sign structure shall be erected in which two or more displays are stacked one above the other. Stacked structures existing on or before August 28, 1999, in accordance with sections 226.500 to 226.600 shall be deemed legally nonconforming and may be maintained in accordance with the provisions of sections 226.500 to 226.600. Structures displaying more than one display on a horizontal basis shall be allowed, provided that total display areas do not exceed the maximum allowed square footage for a sign structure pursuant to the provisions of paragraph (a) of this subdivision;

(3) Spacing of signs:

(a) On all interstate highways, freeways, and nonfreeway federal-aid primary highways as of June 1, 1991, and all highways designated as part of the National Highway System by the National Highway System Designation Act of 1995 and those highways subsequently designated as part of the National Highway System:

a. No sign structure shall be erected within one thousand four hundred feet of an existing sign on the same side of the highway;

b. Outside of incorporated municipalities, no structure may be located adjacent to or within five hundred feet of an interchange, intersection at grade, or safety rest area. Such five hundred feet shall be measured from the beginning or ending of the pavement widening at the exit from or entrance to the main traveled way. For purpose of this subparagraph, the term “incorporated municipalities” shall include “urban areas”, except that such “urban areas” shall not be considered “incorporated municipalities” if it is finally determined that such would have the effect of making Missouri be in noncompliance with the requirements of Title 23, United States Code, Section 131;

(b) The spacing between structure provisions of this subdivision do not apply to signs which are separated by buildings, natural surroundings, or other obstructions in such manner that only one sign facing located within such distance is visible at any one time. Directional or other official signs or those advertising the sale or lease of the property on which they are located, or those which advertise activities on the property on which they are located, including products sold, shall not be counted, nor shall measurements be made from them for the purpose of compliance with spacing provisions;

(c) No sign shall be located in such manner as to obstruct or otherwise physically interfere with the effectiveness of an official traffic sign, signal, or device or obstruct or physically interfere with a motor vehicle operator’s view of approaching, merging, or intersecting traffic;

(d) The measurements in this section shall be the minimum distances between outdoor advertising sign structures measured along the nearest edge of the pavement between points directly opposite the signs along each side of the highway and shall apply only to outdoor advertising sign structures located on the same side of the highway involved;

(4) As used in this section, the words “unzoned commercial and industrial land” shall be defined as follows: that area not zoned by state or local law or ordinance and on which there is located one or more permanent structures used for a commercial business or industrial activity or on which a commercial or industrial activity is actually conducted together with the area along the highway extending outwardly seven hundred fifty feet from and beyond the edge of such activity. All measurements shall be from the outer edges of the regularly used improvements, buildings, parking lots, landscaped, storage or processing areas of the commercial or industrial activity and along and parallel to the edge of the pavement of the highway. **On nonfreeway primary highways where there is an unzoned commercial or industrial area on one side of the road in accordance with this section, the unzoned commercial or industrial area shall also include those lands located on the opposite side of the highway to the extent of the same dimensions.** Unzoned land shall not include:

(a) Land on the opposite side of the highway from an unzoned commercial or industrial area as defined in this section and located adjacent to highways located on the interstate[, federal-aid primary system as it existed on June 1, 1991, or the national highway system as amended, unless the opposite side of the highway qualifies as a separate unzoned commercial or industrial area] **or primary freeway highways;**
or

(b) Land zoned by a state or local law, regulation, or ordinance;

(5) “Commercial or industrial activities” as used in this section means those which are generally recognized as commercial or industrial by zoning authorities in this state, except that none of the following shall be considered commercial or industrial:

- (a) Outdoor advertising structures;
- (b) Agricultural, forestry, ranching, grazing, farming, and related activities, including seasonal roadside fresh produce stands;
- (c) Transient or temporary activities;
- (d) Activities more than six hundred sixty feet from the nearest edge of the right-of-way or not visible from the main traveled way;
- (e) Activities conducted in a building principally used as a residence;
- (f) Railroad tracks and minor sidings;

(6) The words “unzoned commercial or industrial land” shall also include all areas not specified in this section which constitute an “unzoned commercial or industrial area” within the meaning of the present Section 131 of Title 23 of the United States Code, or as such statute may be amended. As used in this section, the words “zoned commercial or industrial area” shall refer to those areas zoned commercial or industrial by the duly constituted zoning authority of a municipality, county, or other lawfully established political subdivision of the state, or by the state and which is within seven hundred fifty feet of one or more permanent commercial or industrial activities. Commercial or industrial activities as used in this section are limited to those activities:

- (a) In which the primary use of the property is commercial or industrial in nature;
- (b) Which are clearly visible from the highway and recognizable as a commercial business;
- (c) Which are permanent as opposed to temporary or transitory and of a nature that would customarily be restricted to commercial or industrial zoning in areas comprehensively zoned; and

(d) In determining whether the primary use of the property is commercial or industrial pursuant to paragraph (a) of this subdivision, the state highways and transportation commission shall consider the following factors:

- a. The presence of a permanent and substantial building;
- b. The existence of utilities and local business licenses, if any, for the commercial activity;
- c. On-premise signs or other identification;
- d. The presence of an owner or employee on the premises for at least twenty hours per week;

(7) In zoned commercial and industrial areas, whenever a state, county or municipal zoning authority has adopted laws or ordinances which include regulations with respect to the size, lighting and spacing of signs, which regulations are consistent with the intent of sections 226.500 to 226.600 and with customary use, then from and after the effective date of such regulations, and so long as they shall continue in effect, the provisions of this section shall not apply to the erection of signs in such areas. Notwithstanding any

other provisions of this section, after August 28, 1992, with respect to any outdoor advertising which is regulated by the provisions of subdivision (1), (3) or (4) of section 226.520 or subsection 1 of section 226.527:

(a) No county or municipality shall issue a permit to allow a regulated sign to be newly erected without a permit issued by the state highways and transportation commission;

(b) A county or municipality may charge a reasonable one-time permit or inspection fee to assure compliance with local wind load and electrical requirements when the sign is first erected, but a county or municipality may not charge a permit or inspection fee for such sign after such initial fee. Changing the display face or performing routine maintenance shall not be considered as erecting a new sign;

(8) The state highways and transportation commission on behalf of the state of Missouri, may seek agreement with the Secretary of Transportation of the United States under Section 131 of Title 23, United States Code, as amended, that sections 226.500 to 226.600 are in conformance with that Section 131 and provides effective control of outdoor advertising signs as set forth therein. If such agreement cannot be reached and the penalties under subsection (b) of Section 131 are invoked, the attorney general of this state shall institute proceedings described in subsection (1) of that Section 131.

226.550. 1. No outdoor advertising which is regulated by subdivision (1), (3) or (4) of section 226.520 or subsection 1 of section 226.527 shall be erected or maintained on or after August 28, 1992, without a one-time permanent permit issued by the state highways and transportation commission. Application for permits shall be made to the state highways and transportation commission on forms furnished by the commission and shall be accompanied by a permit fee of two hundred dollars for all signs; except that, tax-exempt religious organizations as defined in subdivision (11) of section 313.005, service organizations as defined in subdivision (12) of section 313.005, veterans' organizations as defined in subdivision (14) of section 313.005, and fraternal organizations as defined in subdivision (8) of section 313.005 shall be granted a permit for signs less than seventy-six square feet without payment of the fee. **The permit fee of two hundred dollars shall be waived for landowners, provided that the landowner is the permit holder and owns both the land upon which the outdoor advertising is placed and the business being advertised on the sign, so long as the business being advertised is located within seven hundred fifty feet of the sign location.** In the event a permit holder fails to erect a sign structure within twenty-four months of issuance, said permit shall expire and a new permit must be obtained prior to any construction.

2. No outdoor advertising which is regulated by subdivision (1), (3) or (4) of section 226.520 or subsection 1 of section 226.527 which was erected prior to August 28, 1992, shall be maintained without a one-time permanent permit for outdoor advertising issued by the state highways and transportation commission. If a one-time permanent permit was issued by the state highways and transportation commission after March 30, 1972, and before August 28, 1992, it is not necessary for a new permit to be issued. If a one-time permanent permit was not issued for a lawfully erected and lawfully existing sign by the state highways and transportation commission after March 30, 1972, and before August 28, 1992, a one-time permanent permit shall be issued by the commission for each sign which is lawfully in existence on the day prior to August 28, 1992, upon application and payment of a permit fee of two hundred dollars. All applications and fees due pursuant to this subsection shall be submitted before December 31, 1992. **The permit fee of two hundred dollars shall be waived for landowners, provided that the landowner is the permit holder and owns both the land upon which the outdoor advertising is placed and the**

business being advertised on the sign, so long as the business being advertised is located within seven hundred fifty feet of the sign location.

3. For purposes of sections 226.500 to 226.600, the terminology “structure lawfully in existence” or “lawfully existing” sign or outdoor advertising shall, nevertheless, include the following signs unless the signs violate the provisions of subdivisions (3) to (7) of subsection 1 of section 226.580:

(1) All signs erected prior to January 1, 1968;

(2) All signs erected before March 30, 1972, but on or after January 1, 1968, which would otherwise be lawful but for the failure to have a permit for such signs prior to March 30, 1972, except that any sign or structure which was not in compliance with sizing, spacing, lighting, or location requirements of sections 226.500 to 226.600 as the sections appeared in the revised statutes of Missouri 1969, wheresoever located, shall not be considered a lawfully existing sign or structure;

(3) All signs erected after March 30, 1972, which are in conformity with sections 226.500 to 226.600;

(4) All signs erected in compliance with sections 226.500 to 226.600 prior to August 28, 2002.

4. On or after August 28, 1992, the state highways and transportation commission may, in addition to the fees authorized by subsections 1 and 2 of this section, collect a biennial inspection fee every two years after a state permit has been issued. Biennial inspection fees due after August 28, 2002, and prior to August 28, 2003, shall be fifty dollars. Biennial inspection fees due on or after August 28, 2003, shall be seventy-five dollars. Biennial inspection fees due on or after August 28, 2004, shall be one hundred dollars; except that, tax-exempt religious organizations as defined in subdivision (11) of section 313.005, service organizations as defined in subdivision (12) of section 313.005, veterans’ organizations as defined in subdivision (14) of section 313.005, and fraternal organizations as defined in subdivision (8) of section 313.005 shall not be required to pay such fee. **The biennial inspection fee shall be waived for landowners, provided that the landowner is the permit holder and owns both the land upon which the outdoor advertising is placed and the business being advertised on the sign, so long as the business being advertised is located within seven hundred fifty feet of the sign location.**

5. In order to effect the more efficient collection of biennial inspection fees, the state highways and transportation commission is encouraged to adopt a renewal system in which all permits in a particular county are renewed in the same month. In conjunction with the conversion to this renewal system, the state highways and transportation commission is specifically authorized to prorate renewal fees based on changes in renewal dates.

6. Sign owners or owners of the land on which signs are located must apply to the state highways and transportation commission for biennial inspection and submit any fees as required by this section on or before December 31, 1992. For a permitted sign which does not have a permit, a permit shall be issued at the time of the next biennial inspection.

7. The state highways and transportation commission shall deposit all fees received for outdoor advertising permits and inspection fees in the state road fund, keeping a separate record of such fees, and the same may be expended by the commission in the administration of sections 226.500 to 226.600.

226.1170. The department of transportation, in consultation with the Ozark Highland Distillers Guild, shall erect and maintain suitable markings and informational signs designating the Ozark

Highlands Spirits Region in accordance with the map produced pursuant to subsection 4 of section 311.028. Signs shall be located along highways approaching or entering the region, with the costs to be paid by private donation.

227.850. Notwithstanding any provision of law to the contrary, the department of transportation shall not erect any sign designating a highway named for any person who has been convicted of the killing of, or the attempted killing of, a law enforcement officer or permit any signage in the convicted person's memory. Any such sign in place prior to August 28, 2024, shall be removed.

227.855. 1. The department of transportation shall place a sign at the city limits, or other suitable location as determined by the department of transportation, of the hometown of any Missouri resident who is a recipient of the Medal of Honor, with the sign location based on available right-of-way, coordination with existing traffic control devices, and impact on roadway safety. Such signs shall be erected, maintained, and paid for by the department of transportation by appropriation from the Missouri medal of honor recipient's fund, established under section 226.925.

2. The signs shall include the words "Medal of Honor Recipient", the name of the recipient, and the year in which such person received the award. The overall design of the sign, including size, color, and lettering, shall be designated by the department based on available space in the right-of-way and to conform with the guidelines provided in the Department of Transportation Manual on Uniform Traffic Control Devices.

3. For purposes of this section, "hometown" means the city, town, or village in which the award recipient resided for a majority of his or her lifetime. Only one city, town, or village shall be designated as a recipient's hometown and signs honoring such recipient shall be placed on only one route through the recipient's hometown.

4. The department of transportation may promulgate rules and regulations to implement and administer the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void."; and

Further amend said bill, Page 17, Section 307.010, Line 20, by inserting after all of said section and line the following:

"Section 1. 1. The department of transportation shall limit the messages displayed on roadside dynamic message signs to the fewest number of characters necessary to practically convey the intended information. Messages displayed on roadside dynamic messages signs generally shall be limited to information related to traffic conditions, weather, or emergency alerts, and shall not contain commercial advertisements.

2. For purposes of this section, "dynamic message sign" means a changeable message traffic control device used for traffic warning, regulation, routing, and management."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No.6 to Senate Substitute for Senate Bill No. 1298, Page 7, Line 9, by deleting all of said line and inserting in lieu thereof the following:

“provided in this subsection.

205.160. The county commissions of the several counties of this state, both within and outside such counties, except in counties of the third or fourth classification (other than the county in which the hospital is located) where there already exists a hospital organized pursuant to [chapters 96,] **chapter 205** [or 206]; provided, however, that this exception shall not prohibit the continuation of existing activities otherwise allowed by law, are hereby authorized, as provided in sections 205.160 to 205.340, to establish, construct, equip, improve, extend, repair and maintain public hospitals and engage in health care activities, and may issue bonds therefor as authorized by the general law governing the incurring of indebtedness by counties.

205.165. 1. The board of trustees of any hospital authorized under this subsection and organized under the provisions of sections 205.160 to 205.340 may invest [up to fifteen percent of their] **its** funds not required for immediate disbursement in obligations or for the operation of the hospital **as follows:**

(1) Up to fifteen percent of such funds into:

(a) Any mutual [fund, in the form of an investment company, in which shareholders combine money to invest in a variety of] funds that invest in stocks, bonds, or real estate, or any combination thereof;

(b) Stocks[,];

(c) Bonds[, and] that have:

a. One of the five highest long-term ratings or the highest short-term rating issued by a nationally recognized rating agency; and

b. A final maturity of ten years or less;

(d) Money-market investments; or

(e) Any combination of investments described in paragraphs (a) to (d) of this subdivision;

(2) Up to thirty-five percent of such funds into:

(a) Mutual funds that invest in stocks, bonds, or real estate, or any combination thereof;

(b) Bonds that meet the rating and maturity requirements of paragraph (c) of subdivision (1) of this subsection;

(c) Money-market investments; or

(d) Any combination of investments described in paragraphs (a) to (c) of this subdivision; and

(3) The remaining percentage into any investment in which the state treasurer is allowed to invest.

2. The provisions of this section shall only apply if the hospital[:

(1) Is located within a county of the first classification with more than one hundred fifty thousand but fewer than two hundred thousand inhabitants; and

(2)] receives less than [one] **three** percent of its annual revenues from county or state taxes.

205.190. 1. The trustees shall, within ten days after their appointment or election, qualify by taking the oath of civil officers and organize as a board of hospital trustees by the election of one of their number as chairman, one as secretary, one as treasurer, and by the election of such other officers as they may deem necessary.

2. No trustee shall receive any compensation for his or her services performed, but a trustee may receive reimbursement for any cash expenditures actually made for personal expenses incurred as such trustee, and an itemized statement of all such expenses and money paid out shall be made under oath by each of such trustees and filed with the secretary and allowed only by the affirmative vote of all of the trustees present at a meeting of the board.

3. The board of hospital trustees shall make and adopt such bylaws, rules and regulations for its own guidance and for the government of the hospital as may be deemed expedient for the economic and equitable conduct thereof, not inconsistent with sections 205.160 to 205.340 and the ordinances of the city or town wherein such public hospital is located. The board shall provide by regulation for the bonding of the chief executive officer and may require a bond of the treasurer of the board and of any employee of the hospital as it deems necessary. The costs of all bonds required shall be paid out of the hospital fund. Except as provided in subsection 4 of this section, it shall have the exclusive control of the deposit, investment, and expenditure of all moneys collected to the credit of the hospital fund, and of the purchase of site or sites, the purchase or construction of any hospital buildings, and of the supervision, care and custody of the grounds, rooms or buildings purchased, constructed, leased or set apart for that purpose; provided, that all moneys received for such hospital shall be credited to the hospital and deposited into the depository thereof for the sole use of such hospital in accordance with the provisions of sections 205.160 to 205.340. All funds received by each such hospital shall be paid out only upon warrants ordered drawn by the treasurer of the board of trustees of said county upon the properly authenticated vouchers of the hospital board.

4. The trustees shall have authority, both within and outside the county, except in counties of the third or fourth classification (other than the county in which the hospital is located) where there already exists a hospital organized pursuant to [chapters 96,] **chapter** 205 [or 206]; provided that this exception shall not prohibit the continuation of existing activities otherwise allowed by law, to operate, maintain and manage a hospital and hospital facilities, and to make and enter into contracts, for the use, operation or management of a hospital or hospital facilities; to engage in health care activities; to make and enter into leases of equipment and real property, a hospital or hospital facilities, as lessor or lessee, regardless of the duration of such lease; provided that any lease of substantially all of the hospital, as the term "hospital" is defined in section 197.020, wherein the board of trustees is lessor shall be entered into only with the approval of the county commission wherein such hospital is located and provided that in a county of the

second, third or fourth classification, the income to such county from such lease of substantially all of the hospital shall be appropriated to provide health care services in the county; and further to provide rules and regulations for the operation, management or use of a hospital or hospital facilities. Any agreement entered into pursuant to this subsection pertaining to the lease of the hospital, as herein defined, shall have a definite termination date as negotiated by the parties, but this shall not preclude the trustees from entering into a renewal of the agreement with the same or other parties pertaining to the same or other subjects upon such terms and conditions as the parties may agree. Notwithstanding any other law to the contrary, the county commission in any noncharter county of the first classification wherein such hospital is located may separately negotiate and enter into contractual agreements with the lessee as a condition of approval of any lease authorized pursuant to this subsection.

5. The board of hospital trustees shall have power to appoint a suitable chief executive officer and necessary assistants and fix their compensation, and shall also have power to remove such appointees; and shall in general carry out the spirit and intent of sections 205.160 to 205.340 in establishing and maintaining a county public hospital.

6. The board of hospital trustees may establish and operate a day care center to provide care exclusively for the children of the hospital's employees. A day care center established by the board shall be licensed pursuant to the provisions of sections 210.201 to 210.245. The operation of a day care center shall be paid for by fees or charges, established by the board, and collected from the hospital employees who use its services. The board, however, is authorized to receive any private donations or grants from agencies of the federal government intended for the support of the day care center.

7. The board of hospital trustees shall hold meetings at least once each month, shall keep a complete record of all its proceedings; and three members of the board shall constitute a quorum for the transaction of business.

8. One of the trustees shall visit and examine the hospital at least twice each month and the board shall, during the first week in January of each year, file with the county commission of the county a report of its proceedings with reference to such hospital and a statement of all receipts and expenditures during the year; and shall at such time certify the amount necessary to maintain and improve the hospital for the ensuing year.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 6

Amend House Amendment No. 6 to House Committee Substitute for Senate Substitute for Senate Bill No. 1298, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

““135.1610. 1. As used in this section, the following terms mean:

(1) “Eligible expenses”, expenses incurred in the construction or development of establishing or improving an urban farm in an urban area **or a small-scale specialty crop farm in a food desert**. The term eligible expenses shall not include any expense for labor or any expense incurred to grow medical marijuana or industrial hemp;

(2) “Food desert”, a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population is located at least one-half mile away from a full-service grocery store in an urban area or at least ten miles away from a full-service grocery store in a rural area;

(3) “Rural area”, a rural place as designated by the United States Census Bureau;

(4) “Small-scale specialty crop farm”, a farm no larger than thirty acres and growing three or more types of specialty crops at any given time on at least half of its total acreage;

(5) “Specialty crop”, fruits and vegetables, tree nuts, dried fruits, and horticulture and nursery crops including, but not limited to, floriculture;

(6) “Tax credit”, a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

[(3)] (7) “Taxpayer”, any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

[(4)] (8) “Urban area”, an urbanized area as defined by the United States Census Bureau;

[(5)] (9) “Urban farm”, an agricultural plot or facility in an urban area that produces agricultural food products [used solely] **predominantly** for [distribution to] the public by sale or donation. Urban farm shall include community-run gardens. Urban farm shall not include [personal] farms or residential lots **growing food predominantly** for personal [use] **consumption**.

2. For all tax years beginning on or after January 1, 2023, a taxpayer shall be allowed to claim a tax credit against the taxpayer’s state tax liability in an amount equal to fifty percent of the taxpayer’s eligible expenses **in the tax year** for establishing or improving an urban farm **not to exceed five thousand dollars per urban farm or for establishing or improving a small-scale specialty crop farm in a food desert** that focuses on food production **not to exceed twenty thousand dollars per small-scale specialty crop farm in a food desert**.

3. The amount of the tax credit claimed shall not exceed the amount of the taxpayer’s state tax liability in the tax year for which the credit is claimed, and the taxpayer shall not be allowed to claim a tax credit under this section in excess of five thousand dollars for each urban farm **or small-scale specialty crop farm**. The total amount of tax credits that may be authorized for all taxpayers for eligible expenses incurred on any given urban farm **or small-scale specialty crop farm** shall not exceed twenty-five thousand dollars. Any issued tax credit that cannot be claimed in the tax year in which the eligible expenses were incurred may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed [two hundred thousand] **three million** dollars in any calendar year.

5. Tax credits issued under the provisions of this section shall not be transferred, sold, or assigned.

6. The Missouri agricultural and small business development authority shall recapture the amount of tax credits issued to any taxpayer who, after receiving such tax credit, uses **more than fifty percent of** the urban farm **land** for the **production of agricultural food products for** personal [benefit of] **consumption by** the taxpayer instead of for producing agricultural food products used [solely] **predominantly** for distribution to the public by sale or donation.

7. The Missouri agricultural and small business development authority may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after January 2, 2023, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December 31, 2028, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prevent a taxpayer from claiming a tax credit properly issued before the program was sunset in a tax year after the program is sunset.

135.1620. 1. As used in this section, the following terms mean:

(1) **“Department”, the Missouri department of economic development;**

(2) **“Eligible expenses”, expenses incurred in the construction or development of real property for the purpose of establishing a full-service grocery store in a food desert;**

(3) **“Food desert”, a census tract that has a poverty rate of at least twenty percent or a median family income of less than eighty percent of the statewide average and where at least five hundred people or thirty-three percent of the population are located at least one-half mile away from a full-service grocery store in urbanized areas or at least ten miles away in rural areas;**

(4) **“Full-service grocery store”, a grocery store that provides a full complement of healthful fruits, vegetables, grains, meat, and dairy products along with household items. Fresh fruits and vegetables shall be available for sale in quantities that are substantially similar to industry standards for facilities of similar size. A lack of availability of fresh fruits and vegetables in sufficient quantities due to a supply shortage, as determined by the department, shall not disqualify an entity from being a full-service grocery store otherwise eligible for tax credits pursuant to this section;**

(5) “New location”, a full-service grocery store facility located on a tract of real property within a food desert acquired by or leased to a taxpayer on or after January 1, 2025. A location shall be deemed to have been acquired by or leased to a taxpayer on or after January 1, 2025, if the transfer of title to the taxpayer, the transfer of possession under a binding contract to transfer title to the taxpayer, or the commencement of the term of the lease to the taxpayer occurs on or after January 1, 2025, or if the commencement of the construction or installation of the facility by or on behalf of a taxpayer occurs on or after January 1, 2025;

(6) “Rural area”, a town or community within the state that is not within a metropolitan statistical area and has a population of six thousand or fewer inhabitants as determined by the last preceding federal decennial census or any unincorporated area not within a metropolitan statistical area;

(7) “Tax credit”, a credit against the tax otherwise due under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265;

(8) “Taxpayer”, any individual, partnership, or corporation as described under section 143.441 or 143.471 that is subject to the tax imposed under chapter 143, excluding withholding tax imposed under sections 143.191 to 143.265, or any charitable organization that is exempt from federal income tax and whose Missouri unrelated business taxable income, if any, would be subject to the state income tax imposed under chapter 143;

(9) “Urbanized area”, an urbanized area as designated by the United States Census Bureau.

2. For all tax years beginning on or after January 1, 2025, a taxpayer shall be allowed to claim a tax credit against the taxpayer’s state tax liability in an amount equal to fifty percent of the taxpayer’s eligible expenses that are in excess of initial eligible expenses of:

(1) One million dollars if the full-service grocery store is established in a charter county, a county of the first classification, or a city not within a county; or

(2) Five hundred thousand dollars if the full-service grocery store is established in any other county.

3. (1) In order to claim a tax credit pursuant to this section, a taxpayer shall submit an application to the department, which shall include:

(a) All eligible expenses incurred by the taxpayer;

(b) The date of the commencement of construction of the full-service grocery store;

(c) The anticipated date of the commencement of operations of the full-service grocery store; and

(d) Any other information required by the department to implement the provisions of this section.

(2) The amount of the tax credit shall not exceed the amount of the taxpayer’s state tax liability in the tax year for which the credit is claimed, and such taxpayer shall not be allowed to claim a tax credit in excess of two million five hundred thousand dollars per tax year. However, any tax credit

that cannot be claimed in the tax year the eligible expenses were incurred may be carried over to the next three succeeding tax years until the full credit is claimed.

4. The total amount of tax credits that may be authorized under this section shall not exceed twenty-two million dollars in any calendar year, which shall be authorized on a first-come, first-served basis.

5. Tax credits issued under the provisions of this section may be transferred, sold, or assigned.

6. (1) The issuance of tax credits authorized under this section shall cease and the department shall recoup from the taxpayer and deposit in the general revenue fund an amount equal to all credits previously issued to the taxpayer under this section, less any amounts previously repaid, increased by the amount of interest that would have been earned on the amount of such tax credits, in the event that the taxpayer:

(a) Fails to complete construction of a full-service grocery store within five years of the commencement of the project; or

(b) Fails to operate a full-service grocery store at the same new location for at least ten consecutive years.

(2) A taxpayer shall annually submit a report to the department, on a form to be developed by the department, indicating that the taxpayer is in compliance with the provisions of this section.

7. The department may promulgate rules to implement the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

8. Under section 23.253 of the Missouri sunset act:

(1) The program authorized under this section shall automatically sunset on December thirty-first six years after the effective date of this section, unless reauthorized by an act of the general assembly;

(2) If such program is reauthorized, the program authorized under this section shall automatically sunset on December thirty-first twelve years after the effective date of the reauthorization of this section;

(3) This section shall terminate on September first of the calendar year immediately following the calendar year in which the program authorized under this section is sunset; and

(4) Nothing in this subsection shall prevent a taxpayer from claiming a tax credit properly issued before the program was sunset in a tax year after the program is sunset.

143.121. 1. The Missouri adjusted gross income of a resident individual shall be the”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 6

Amend Senate Substitute for Senate Bill No. 1298, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer’s federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer’s federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer’s federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer’s federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be

carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, “combat zone” means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan;
- (i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued

only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist;

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state; and

(13) One hundred percent of any federal grant moneys received for the purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) “Beginning farmer”, a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) “Farm owner”, [an individual] **a taxpayer** who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

a. A sale to a beginning farmer;

b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) “Qualified family member”, an individual who is related to a farm owner within the fourth degree by blood, marriage, or adoption and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner’s farming operation;

(d) “Taxpayer”, any individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the income tax imposed under this chapter, excluding withholding tax imposed under sections 143.191 to 143.265.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer’s Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

- a. For the first two million dollars received, one hundred percent;
- b. For the next one million dollars received, eighty percent;
- c. For the next one million dollars received, sixty percent;
- d. For the next one million dollars received, forty percent; and
- e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection.

256.410. 1. No major water user shall withdraw or divert water from any water source without filing an official registration document with the division. The registration document shall set forth:

- (1) The name and mailing address of the applicant;
- (2) The name, if any, and location of the water source;
- (3) The type of water source (such as well, lake or stream);
- (4) The point in the water source from which it is proposed to withdraw or divert the water;
- (5) The name, location, and acreage of the lands or other application to which such water is to be diverted;
- (6) The location and description of the water well, canal, tunnel or pipes and other works or equipment through which the water is to be withdrawn or diverted;
- (7) The amount in gallons of water withdrawn or diverted on an average day of operation, and the number of days and the months during the preceding year, when water was diverted;
- (8) The total amount in gallons withdrawn or diverted during the preceding year, and the periods of time when such diversion is scheduled during the current year.

The foregoing requirements of this subsection shall not apply to water being pumped from mines and quarries and such water user shall only be required to set forth the quantity pumped from the mine and quarry at each point where it is pumped to the point to discharge and only the name of the stream into which any of the discharge is permitted to flow.

2. Withdrawal or diversion of water by major users may continue during the first calendar year after September 28, 1983, or after the initial date of their operation, at which time a registration document must be filed. The filing period shall extend from January first through March thirty-first. Withdrawal or diversion may continue during the filing period. Location data shall be given in terms of section, township and range.

3. Except as provided in this subsection, all information obtained by the Missouri geological survey from the filed registration document shall remain confidential and shall not be released by the Missouri geological survey to the public or disclosed in response to any request, including a records request under chapter 610. However, the Missouri geological survey may disclose in the aggregate for each county the number of major water users and the amount of water used. Additionally, the Missouri geological survey may disclose information obtained from the document in response to a subpoena or a court order, but in doing so the Missouri geological survey shall not disclose more information than is necessary to comply with the subpoena or order. Any employee of the Missouri geological survey who purposely or knowingly discloses confidential information in violation of this subsection shall be subject to disciplinary action by the Missouri geological survey

and is guilty of a class A misdemeanor. This subsection shall only apply to information obtained from major water users with respect to water withdrawn or diverted for use on agricultural land, as defined in section 350.010, within the state.”; and

Further amend said bill, Page 17, Section 301.010, Line 492, by inserting after all of said section and line the following:

“301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on an annual or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on an annual or biennial basis shall be payable not later than the last day of April of the corresponding year, with two years’ fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application for registration shall be valid for registration of a farm fleet vehicle in accordance with this section. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year’s annual fee shall be added to the partial year’s prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words “Farm Fleet Vehicle” and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO 1 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 1, inserting after the words “Page 17,” the following:

“Section 301.010, Line 492, by inserting after said section and line the following:

“303.425. 1. (1) There is hereby created within the department of revenue the motor vehicle financial responsibility enforcement and compliance incentive program. The department of revenue may enter into contractual agreements with third-party vendors to facilitate the necessary technology and equipment, maintenance thereof, and associated program management services.

(2) The department of revenue or a third-party vendor shall utilize technology to compare vehicle registration information with the financial responsibility information accessible through the system. The department of revenue shall utilize this information to identify motorists who are in violation of the motor vehicle financial responsibility law. The department of revenue may offer offenders under this program the option of pretrial diversion as an alternative to statutory fines or reinstatement fees prescribed under the motor vehicle financial responsibility law as a method of encouraging compliance and discouraging recidivism.

(3) The department of revenue or third-party vendors shall not use any data collected from or technology associated with any automated motor vehicle financial responsibility enforcement system. For purposes of this subdivision, “motor vehicle financial responsibility enforcement system” means a device consisting of a camera or cameras and vehicle sensor or sensors installed to record motor vehicle financial responsibility violations.

(4) All fees paid to or collected by third-party vendors under sections 303.420 to 303.440 may come from violator diversion fees generated by the pretrial diversion option established under this section.

2. The department of revenue may authorize law enforcement agencies or third-party vendors to use technology to collect data for the investigation, detection, analysis, and enforcement of the motor vehicle financial responsibility law.

3. The department of revenue may authorize traffic enforcement officers or third-party vendors to administer the processing and issuance of notices of violation, the collection of fees for a violation of the motor vehicle financial responsibility law, or the referral of cases for prosecution, under the program.

4. Access to the system shall be restricted to qualified agencies and the third-party vendors with which the department of revenue contracts for purposes of the program, provided that any third-party vendor with which a contract is executed to provide necessary technology, equipment, or maintenance for the program shall be authorized as necessary to collaborate for required updates and maintenance of system software.

5. For purposes of the program, any data collected and matched to a corresponding vehicle insurance record as verified through the system, and any Missouri vehicle registration database, may be used to identify violations of the motor vehicle financial responsibility law. Such corresponding data shall constitute evidence of the violations.

6. Except as otherwise provided in this section, the department of revenue shall suspend, in accordance with section 303.041, the registration of any motor vehicle that is determined under the program to be in violation of the motor vehicle financial responsibility law.

7. The department of revenue shall send to an owner whose vehicle is identified under the program as being in violation of the motor vehicle financial responsibility law a notice that the vehicle's registration may be suspended unless the owner, within thirty days, provides proof of financial responsibility for the vehicle or proof, in a form specified by the department of revenue, that the owner has a pending criminal charge for a violation of the motor vehicle financial responsibility law. The notice shall include information on steps an individual may take to obtain proof of financial responsibility and a web address to a page on the department of revenue's website where information on obtaining proof of financial responsibility shall be provided. If proof of financial responsibility or a pending criminal charge is not provided within the time allotted, the department of revenue shall provide a notice of suspension and suspend the vehicle's registration in accordance with section 303.041, or shall send a notice of vehicle registration suspension, clearly specifying the reason and statutory grounds for the suspension and the effective date of the suspension, the right of the vehicle owner to request a hearing, the procedure for requesting a hearing, and the date by which that request for a hearing must be made, as well as informing the owner that the matter will be referred for prosecution if a satisfactory response is not received in the time allotted, informing the owner that the minimum penalty for the violation is three hundred dollars [and four license points], and offering the owner participation in a pretrial diversion option to preclude referral for prosecution and registration suspension under sections 303.420 to 303.440. The notice of vehicle registration suspension shall give a period of thirty-three days from mailing for the vehicle owner to respond, and shall be deemed received three days after mailing. If no request for a hearing or agreement to participate in the diversion option is received by the department of revenue prior to the date provided on the notice of vehicle registration suspension, the director shall suspend the vehicle's registration, effective immediately, and refer the case to the appropriate prosecuting attorney. If an agreement by the vehicle owner to participate in the diversion option is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, then upon payment of a diversion participation fee not to exceed two hundred dollars, agreement to secure proof of financial responsibility within the time provided on the notice of suspension, and agreement that such financial responsibility shall be maintained for a minimum of two years, no points shall be assessed to the vehicle owner's driver's license under section 302.302 and the department of revenue shall not take further action against the vehicle owner under sections 303.420 to 303.440, subject to compliance with the terms of the pretrial diversion option. The department of revenue shall suspend the vehicle registration of, and shall refer the

case to the appropriate prosecuting attorney for prosecution of, participating vehicle owners who violate the terms of the pretrial diversion option. If a request for hearing is received by the department of revenue prior to the effective date provided on the notice of vehicle registration suspension, then for all purposes other than eligibility for participation in the diversion option, the effective date of the suspension shall be stayed until a final order is issued following the hearing. The department of revenue shall suspend the registration of vehicles determined under the final order to have violated the motor vehicle financial responsibility law, and shall refer the case to the appropriate prosecuting attorney for prosecution. Notices under this subsection shall be mailed to the vehicle owner at the last known address shown on the department of revenue's records. The department of revenue or its third-party vendor shall issue receipts for the collection of diversion participation fees. Except as otherwise provided in subsection 1 of this section, all such fees shall be deposited into the motor vehicle financial responsibility verification and enforcement fund established in section 303.422. A vehicle owner whose registration has been suspended under sections 303.420 to 303.440 may obtain reinstatement of the registration upon providing proof of financial responsibility and payment to the department of revenue of a nonrefundable reinstatement fee equal to the fee that would be applicable under subsection 2 of section 303.042 if the registration had been suspended under section 303.041.

8. Data collected or retained under the program shall not be used by any entity for purposes other than enforcement of the motor vehicle financial responsibility law. Data collected and stored by law enforcement under the program shall be considered evidence if noncompliance with the motor vehicle financial responsibility law is confirmed. The evidence, and an affidavit stating that the evidence and system have identified a particular vehicle as being in violation of the motor vehicle financial responsibility law, shall constitute probable cause for prosecution and shall be forwarded in accordance with subsection 7 of this section to the appropriate prosecuting attorney.

9. Owners of vehicles identified under the program as being in violation of the motor vehicle financial responsibility law shall be provided with options for disputing such claims which do not require appearance at any state or local court of law, or administrative facility. Any person who presents timely proof that he or she was in compliance with the motor vehicle financial responsibility law at the time of the alleged violation shall be entitled to dismissal of the charge with no assessment of fees or fines. Proof provided by a vehicle owner to the department of revenue that the vehicle was in compliance at the time of the suspected violation of the motor vehicle financial responsibility law shall be recorded in the system established by the department of revenue under section 303.430.

10. The collection of data pursuant to this section shall be done in a manner that prohibits any bias towards a specific community, race, gender, or socioeconomic status of vehicle owner.

11. Law enforcement agencies, third-party vendors, or other entities authorized to operate under the program shall not sell data collected or retained under the program for any purpose or share it for any purpose not expressly authorized in this section. All data shall be secured and any third-party vendor or other entity authorized to operate under the program may be liable for any data security breach.

12. The department of revenue shall not take action under sections 303.420 to 303.440 against vehicles registered as fleet vehicles under section 301.032, or against vehicles known to the department of revenue to be insured under a policy of commercial auto coverage, as such term is defined in subdivision (10) of subsection 2 of section 303.430.

13. Following one year after the implementation of the program, and every year thereafter **for a period of five years**, the department of revenue shall provide a report to the president pro tempore of the senate, the speaker of the house of representatives, the chairs of the house and senate committees with jurisdictions over insurance or transportation matters, and the chairs of the house budget and senate appropriations committees. The report shall include an evaluation of program operations, information as to the costs of the program incurred by the department of revenue, insurers, and the public, information as to the effectiveness of the program in reducing the number of uninsured motor vehicles, and anonymized demographic information including the race and zip code of vehicle owners identified under the program as being in violation of the motor vehicle financial responsibility law, and may include any additional information and recommendations for improvement of the program deemed appropriate by the department of revenue. The department of revenue may, by rule, require the state, counties, and municipalities to provide information in order to complete the report.

14. The department of revenue may promulgate rules as necessary for the implementation of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

303.430. 1. The department of revenue shall establish and maintain a web-based system for the verification of motor vehicle financial responsibility, shall provide access to insurance reporting data and vehicle registration and financial responsibility data, and shall require motor vehicle insurers to establish functionality for the verification system, as provided in sections 303.420 to 303.440. The verification system, including any exceptions as provided for in sections 303.420 to 303.440 or in the implementation guide developed to support the program, shall supersede any existing verification system, and shall be the sole system used for the purpose of verifying financial responsibility required under this chapter.

2. The system established pursuant to subsection 1 of this section shall be subject to the following:

(1) The verification system shall transmit requests to insurers for verification of motor vehicle insurance coverage via web services established by the insurers through the internet in compliance with the specifications and standards of the Insurance Industry Committee on Motor Vehicle Administration, or "IICMVA". Insurance company systems shall respond to each request with a prescribed response upon evaluation of the data provided in the request. The system shall include appropriate protections to secure its data against unauthorized access, and the department of revenue shall maintain a historical record of the system data for a period of no more than twelve months from the date of all requests and responses. The system shall be used for verification of the financial responsibility required under this chapter. The system shall be accessible to authorized personnel of the department of revenue, the courts, law enforcement personnel, and other entities authorized by the state as permitted by state or federal privacy laws, and it shall be interfaced, wherever appropriate, with existing state systems. The system shall include information enabling the department of revenue to submit inquiries to insurers regarding motor vehicle insurance which are consistent with insurance industry and IICMVA recommendations, specifications, and standards by using the following data elements for greater matching accuracy: insurer National

Association of Insurance Commissioners, or “NAIC”, company code; vehicle identification number; policy number; verification date; or as otherwise described in the specifications and standards of the IICMVA. The department of revenue shall promulgate rules to offer insurers who insure one thousand or fewer vehicles within this state an alternative method for verifying motor vehicle insurance coverage in lieu of web services, and to provide for the verification of financial responsibility when financial responsibility is proven to the department to be maintained by means other than a policy of motor vehicle insurance. Insurers shall not be required to verify insurance coverage for vehicles registered in other jurisdictions;

(2) The verification system shall respond to each request within a time period established by the department of revenue. An insurer’s system shall respond within the time period prescribed by the IICMVA’s specifications and standards. Insurer systems shall be permitted reasonable system downtime for maintenance and other work with advance notice to the department of revenue. Insurers shall not be subject to enforcement fees or other sanctions under such circumstances, or when systems are not available because of emergency, outside attack, or other unexpected outages not planned by the insurer and reasonably outside its control;

(3) The system shall assist in identifying violations of the motor vehicle financial responsibility law in the most effective way possible. Responses to individual insurance verification requests shall have no bearing on whether insurance coverage is determined to be in force at the time of a claim. Claims shall be individually investigated to determine the existence of coverage. Nothing in sections 303.420 to 303.440 shall prohibit the department of revenue from contracting with a third-party vendor or vendors who have successfully implemented similar systems in other states to assist in establishing and maintaining this verification system;

(4) The department of revenue shall consult with representatives of the insurance industry and may consult with third-party vendors to determine the objectives, details, and deadlines related to the system by establishment of an advisory council. **Members of the advisory council shall serve in an advisory capacity in matters pertaining to the administration of sections 303.420 to 303.440, as the department of revenue may request. The advisory council shall expire one year after implementation of the program.** The advisory council shall consist of voting members comprised of:

(a) The director of the department of commerce and insurance, or his or her designee, who shall serve as chair;

(b) Two representatives of the department of revenue, to be appointed by the director of the department of revenue;

(c) One representative of the department of commerce and insurance, to be appointed by the director of the department of commerce and insurance;

(d) Three representatives of insurance companies, to be appointed by the director of the department of commerce and insurance;

(e) One representative from the Missouri Insurance Coalition;

(f) One representative chosen by the National Association of Mutual Insurance Companies;

(g) One representative chosen by the American Property and Casualty Insurance Association;

(h) One representative chosen by the Missouri Independent Agents Association; and

(i) Such other representatives as may be appointed by the director of the department of commerce and insurance;

(5) The department of revenue shall publish for comment, and then issue, a detailed implementation guide for its online verification system;

(6) The department of revenue and its third-party vendors, if any, shall each maintain a contact person for insurers during the establishment, implementation, and operation of the system;

(7) If the department of revenue has reason to believe a vehicle owner does not maintain financial responsibility as required under this chapter, it may also request an insurer to verify the existence of such financial responsibility in a form approved by the department of revenue. In addition, insurers shall cooperate with the department of revenue in establishing and maintaining the verification system established under this section, and shall provide motor vehicle insurance policy status information as provided in the rules promulgated by the department of revenue;

(8) Every property and casualty insurance company licensed to issue motor vehicle insurance or authorized to do business in this state shall comply with sections 303.420 to 303.440, and corresponding rules promulgated by the department of revenue, for the verification of such insurance for every vehicle insured by that company in this state;

(9) Insurers shall maintain a historical record of insurance data for a minimum period of six months from the date of policy inception or policy change for the purpose of historical verification inquiries;

(10) For the purposes of this section, “commercial auto coverage” shall mean any coverage provided to an insured, regardless of number of vehicles or entities covered, under a commercial coverage form and rated from a commercial manual approved by the department of commerce and insurance. Sections 303.420 to 303.440 shall not apply to vehicles insured under commercial auto coverage; however, insurers of such vehicles may participate on a voluntary basis, and vehicle owners may provide proof at or subsequent to the time of vehicle registration that a vehicle is insured under commercial auto coverage, which the department of revenue shall record in the system;

(11) Insurers shall provide commercial or fleet automobile customers with evidence reflecting that the vehicle is insured under a commercial or fleet automobile liability policy. Sufficient evidence shall include an insurance identification card clearly marked with a suitable identifier such as “commercial auto insurance identification card”, “fleet auto insurance identification card”, or other clear identification that the vehicle is insured under a fleet or commercial policy;

(12) Notwithstanding any provision of sections 303.420 to 303.440, insurers shall be immune from civil and administrative liability for good faith efforts to comply with the terms of sections 303.420 to 303.440;

(13) Nothing in this section shall prohibit an insurer from using the services of a third-party vendor for facilitating the verification system required under sections 303.420 to 303.440.

3. The department of revenue shall promulgate rules as necessary for the implementation of sections 303.420 to 303.440. Any rule or portion of a rule, as that term is defined in section 536.010, that is created

under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2023, shall be invalid and void.

303.440. The verification system established under section 303.430 shall be installed and fully operational [on January 1, 2025] **no later than December 31, 2027, or as soon as technologically possible following the development and maintenance of a modernized, integrated system for the titling of vehicles, issuance and renewal of vehicle registrations, issuance and renewal of driver's licenses and identification cards, and perfection and release of liens and encumbrances on vehicles, to be funded by the motor vehicle administration technology fund as created in section 301.558,** following an appropriate testing or pilot period of not less than nine months. Until the successful completion of the testing or pilot period in the judgment of the director of the department of revenue, no enforcement action shall be taken based on the system, including but not limited to action taken under the program established under section 303.425.”; and

Further amend said bill and page,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

““349.045. 1. Except as provided in subsection 2 of this section, the corporation shall have a board of directors in which all the powers of the corporation shall be vested and which shall consist of any number of directors, not less than five, all of whom shall be duly qualified electors of and taxpayers in the county or municipality; except that, for any industrial development corporation formed by any municipality located wholly within any county of the second, third, or fourth classification or any county of the first classification with more than sixty-five thousand but fewer than seventy-five thousand inhabitants, directors may be qualified taxpayers in and registered voters of such county. The directors shall serve as such without compensation except that they shall be reimbursed for their actual expenses incurred in and about the performance of their duties hereunder. The directors shall be resident taxpayers for at least one year immediately prior to their appointment. No director shall be an officer or employee of the county or municipality. All directors shall be appointed by the chief executive officer of the county or municipality with the advice and consent of a majority of the governing body of the county or municipality, and in all counties, other than a city not within a county and counties with a charter form of government, the appointments shall be made by the county commission and they shall be so appointed that they shall hold office for staggered terms. At the time of the appointment of the first board of directors the governing body of the municipality or county shall divide the directors into three groups containing as nearly equal whole numbers as may be possible. The first term of the directors included in the first group shall be two years, the first term of the directors included in the second group shall be four years, the first term of the

directors in the third group shall be six years; provided, that if at the expiration of any term of office of any director a successor thereto shall not have been appointed, then the director whose term of office shall have expired shall continue to hold office until a successor shall be appointed by the chief executive officer of the county or municipality with the advice and consent of a majority of the governing body of the county or municipality. The successors shall be resident taxpayers for at least one year immediately prior to their appointment.

2. (1) A corporation in a county of the third classification without a township form of government and with more than ten thousand four hundred but fewer than ten thousand five hundred inhabitants shall have a board of directors in which all the powers of the corporation shall be vested and which shall consist of a number of directors not less than the number of townships in such county. All directors shall be duly qualified electors of and taxpayers in the county. Each township within the county shall elect one director to the board. Additional directors may be elected to the board to succeed directors appointed to the board as of the effective date of this section if the number of directors on the effective date of this section exceeds the number of townships in the county. The directors shall serve as such without compensation except that they shall be reimbursed for their actual expenses incurred in the performance of their duties. The directors shall be resident taxpayers for at least one year immediately prior to their election. No director shall be an officer or employee of the county. Upon the expiration of the term of office of any director appointed to the board prior to the effective date of this section, a director shall be elected to succeed him or her; provided that if at the expiration of any term of office of any director a successor thereto shall not have been elected, then the director whose term of office shall have expired shall continue to hold office until a successor shall be elected. The successors shall be resident taxpayers for at least one year immediately prior to their election.

(2) For any election after August 28, 2024, the provisions of subsection 1 of this section regarding director qualifications shall supersede subdivision (1) of this subsection. Upon the expiration of the term of the last director elected before August 28, 2024, all provisions of subdivision (1) of this subsection shall terminate, and the provisions of subsection 1 of this section shall apply to any corporation in such a county.

376.1850. 1. As used in this section, the following terms mean:”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to Senate Substitute for Senate Bill No. 1298, Page 2, Line 7, by deleting all of said line and inserting in lieu thereof the following:

“insurance. This contract is not covered by the Missouri Insurance Guaranty Association.

640.406. 1. For the purposes of this section, the following terms mean:

(1) “Beneficial uses”, water uses, which include but are not limited to domestic, agricultural, industrial, and other legitimate beneficial uses;

(2) “Department”, the Missouri department of natural resources;

(3) “Director”, the director of the department of natural resources;

(4) “End use”, the final location for which the exported water will be used, consumed, or applied for a stated beneficial use;

(5) “Person”, any individual, partnership, copartnership, firm, company, public or private corporation, association, joint stock company, trust, estate, political subdivision, water district, or any agency, board, department, or bureau of the federal or any state government, or any other legal entity which is recognized by law as the subject of rights and duties;

(6) “Water resources”, any Missouri water source occurring on the surface, in natural or artificial channels, lakes, reservoirs, or impoundments, and in subsurface aquifers which are available or which may be made available.

2. In order to protect the access, use, and enjoyment of Missouri’s water resources, it shall be unlawful for any person to withdraw water from any water source for export outside the state of Missouri unless such person holds a water exportation permit issued by the department. A water exportation permit shall not be required to withdraw water from any water source for export outside of the state by a public water system, as defined in section 640.102, where the withdrawal and ultimate end use are within the same six-digit hydrological unit code as defined by the United States Geological Survey and within thirty miles of the state border.

3. It shall be unlawful for any permit exempted from the requirements of subsection 2 of this section to be used for any purpose other than a beneficial use, specifically where the withdrawal and ultimate end use of water are within thirty miles of the state border.

4. During the review process of any permit required by this section, the director shall determine from the application for a water exportation permit and any supporting materials whether the following conditions have been met:

(1) There is water available in the amount specified in the application to export for water use outside the state of Missouri;

(2) The applicant has a present need for the water and intends to put the water into beneficial use. In making the determinations of need and beneficial use, the director shall consider the availability of all water sources and other relevant matters as the director deems appropriate, and may consider the availability of groundwater as an alternative source;

(3) The proposed use will not interfere with existing in-state uses;

(4) The proposed use will not interfere with proposed beneficial uses within the state, including recreational use. In making this determination, the director shall conduct a review pursuant to subsection 6 of this section;

(5) The water subject to the permit applications could feasibly be transported to alleviate water shortages in the state.

5. Within one hundred eighty days after the department’s receipt of a complete application, the director shall issue a proposed decision to either approve the application if the conditions in

subsection 4 of this section have been met or deny the application if the conditions in subsection 4 of this section have not been met and shall hold a thirty-day public comment period on the proposed approval or denial. After the comment period, the department shall respond to comments received and shall either approve the application or deny the application if the conditions in subsection 4 of this section have not been met. If the department approves the application, it shall send its findings to the clean water commission and Missouri soil and water districts commission for review using the criteria described in subsection 4 of this section. At the next scheduled meeting, the clean water commission and Missouri soil and water districts commission shall review the department's findings. If the clean water commission and Missouri soil and water districts commission agrees with the department's decision that a permit should be issued, the clean water commission and Missouri soil and water districts commission shall send its decision back to the department for the issuance of the permit. If the clean water commission or Missouri soil and water districts commission disagrees with the department's decision for the issuance of the permit, the clean water commission and Missouri soil and water districts commission shall send its decision back to the department and the department shall deny the application. Any permit issued pursuant to this section shall state the time within which the water shall be applied to beneficial use. Permits issued pursuant to this section shall be issued for a period not to exceed three years after the date of issuance.

(1) In the absence of appeal as provided under chapter 536, the decision of the director subject to approval or disapproval of the clean water commission and Missouri soil and water districts commission shall be final.

(2) Applications for renewal of a water export permit shall be filed at least one hundred eighty days prior to the expiration date of the existing permit, and the director shall determine whether the conditions in subsection 4 of this section are still satisfied. The director's decision to renew the permit shall be subject to the clean water commission's and Missouri soil and water districts commission's review and approval or denial pursuant to this subsection.

6. The department shall promulgate rules regarding the process of sending the department's findings to the Missouri soil and water districts commission and the clean water commission for review under this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

7. (1) Before granting water supply for access and use outside the state of Missouri, the director shall consider existing and proposed in-state uses in order to guarantee that in-state users will have access to and use of all of the water required to adequately supply for beneficial uses.

(2) The director shall review the needs for water supply export every three years to determine whether the water supply continues to be adequate for municipal, agricultural, industrial, domestic, and other beneficial uses within the state.

8. Subsections 4 to 7 of this section are subject to the most recent reports, data, and information in consideration of each permit application, whether the application is for an initial permit or renewal of an active or expired permit.

9. The review conducted pursuant to subsection 4 of this section shall not be used to reduce the quantity of water authorized to be transferred pursuant to the active life of permits issued prior to such review.

10. On the filing of an application to export water outside the state, the applicant shall designate an agent in the state of Missouri for service of process and to receive other notices.

11. In the event of a conflict between the conditions of use required in Missouri and conditions required in another state, the water permit holder shall consent to conditions imposed by the director.

12. A major water user, as defined in section 256.400, may, at any time, request the director to reevaluate any existing water exportation permit using the criteria under subsections 4 and 7 of this section. The director shall create a mechanism for a major water user to submit to him or her such a request for reevaluation and shall provide to the major water user his or her findings within sixty days of the request for reevaluation. After reevaluating the permit, the director shall impose additional conditions necessary for the continued exportation of water outside the state if the director determines that the existing permit is negatively impacting the requesting major water user's beneficial use of his or her water resources. The director's decision to modify or to decline to modify the conditions in an existing permit pursuant to this subsection shall be subject to the clean water commission's and Missouri soil and water districts commission's review and approval or denial pursuant to subsection 5 of this section.

13. Nothing in this section shall preclude a person from bringing any constitutional, statutory, or common law claim to vindicate or otherwise defend the user's water rights. A permit issued under this section shall not serve as a defense to any claim brought against a water permit holder for the infringement of water rights.

14. The time-limited, active life of the permit, not to exceed three years, requires the director to determine whether there has been a substantial or material change relating to any matters set forth in subsections 3 to 5 of this section in response to renewal applications requesting a permit for authorization of the continued export of water outside the state. The director may impose additional conditions to address any such substantial or material change or may deny the permit renewal application as necessary to comply with this section based on any such substantial or material changes. The director's decision to renew the permit shall be subject to the requirements of subsection 5 of this section.

15. If the attorney general receives a complaint that provisions of this section have been violated, or, at the request of the department, the attorney general may bring an injunctive action or other appropriate action in the name of the people of the state to enforce provisions of this section. Suit may be brought in any county where the defendant's principal place of business is located or where the withdrawal of water occurred in violation of this section.

16. Whenever a person applies for a water exportation permit, the department of natural resources shall send a written notice to the county commission of the county where the water for exportation is located.

17. Whenever the United States Drought Monitor (USDM) indicates a D2 level drought for any county for which an export permit has been issued, the department of natural resources shall reevaluate such export permit. If the USDM indicates a D3 or worse drought condition in any county, the department shall reevaluate all existing permits within the state. Whenever a state of emergency is declared by the governor under section 44.100 for all, or any part of the state, based on drought conditions, the department may reevaluate any existing water exportation permit. Any reevaluation completed under this section shall use the criteria under subsections 3 to 5 of this section. After reevaluation of the permit is complete, the department shall have the authority to impose additional conditions or revoke the permit if necessary for the continued exportation of water outside the state if the director determines that the existing permit negatively impacts beneficial use of water resources. The director's decision to modify, revoke, or make no changes to the permit shall be subject to the clean water commission's and Missouri soil and water districts commission's review and approval or denial pursuant to subsection 5 of this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5 TO
HOUSE AMENDMENT NO. 7

Amend House Amendment No. 7 to Senate Substitute for Senate Bill No. 1298, Page 1, Lines 1-2, by deleting all of said lines and inserting in lieu thereof the following:

“Amend Senate Substitute for Senate Bill No. 1298, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“10.250. The city of Waverly is selected for and shall be known as the official apple capital of the state of Missouri.

10.251. The city of Concordia is selected for and shall be known as the official patriotic mural city of the state of Missouri.”; and

Further amend said bill, Page 17, Section 307.010, Line 20, by inserting after all of said section and line the following:”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 7

Amend Senate Substitute for Senate Bill No. 1298, Page 17, Section 307.010, Line 20, by inserting after all of the said section and line the following:

“376.1850. 1. As used in this section, the following terms mean:

(1) “Contract for health care benefits”, any contract, certificate, or agreement entered into, offered or issued to provide, deliver, arrange for, pay for, or reimburse any of the costs of health care services;

(2) “Farm bureau”, a nonprofit agricultural membership organization first incorporated in this state at least one hundred years ago, or an affiliate designated by the nonprofit agricultural membership organization;

(3) “Health care service”, the same meaning as is ascribed to such term in section 376.1350;

(4) “Member of a qualified membership organization”, a natural person who pays periodic dues or fees, other than payments for a contract for health care benefits, for membership in a qualified membership organization, and the natural person’s spouse or dependent children under the age of twenty-six;

(5) “Qualified membership organization”, a farm bureau; or an entity with at least one hundred thousand dues paying members, that is governed by a council of its members, that has at least five hundred million dollars in assets, and that exists to serve its members beyond solely offering health coverage.

2. Contracts for health care benefits provided by a qualified membership organization to a natural person in accordance with this section shall not be considered insurance under the laws of this state. Contracts for health care benefits provided in accordance with this section shall be offered only to members of a qualified membership organization.

3. Notwithstanding any provision of law to the contrary, a qualified membership organization providing a contract for health care benefits under this section shall use the services of an entity permitted to provide administration services in accordance with sections 376.1075 to 376.1095, and shall agree in the contract with such entity to processes for benefit determinations and claims payment procedures comparable to those required by law for health carriers and health benefit plans, including but not limited to those required under sections 376.383, 376.690, and 376.1367.

4. The risk under contracts provided in accordance with this section may be reinsured in accordance with section 375.246.

5. Contracts for health care benefits under this section shall include the following written disclaimer on the contract and on all related applications and renewal forms:

“NOTICE

This contract is not health insurance and is not subject to laws and regulations relating to insurance. This contract is not covered by the Missouri Insurance Guaranty Association.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

Amend House Amendment No. 8 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 1, by inserting after the word “Page” the following:

“1, Section A, Line 3, by inserting after all of said section and line the following:

“251.034. Payments made under sections 251.032 to 251.038 to the various regional planning commissions shall be distributed on a matching basis of one-half state funds for one-half of local funds. No local unit shall receive any payment without providing the matching funds required. The state funds so allocated shall not exceed the sum of [sixty-five] **one hundred thirty** thousand dollars for the East-West Gateway Coordinating Council and for the Mid-America Regional Council. The remaining allocated state funds shall not exceed the sum of [twenty-five] **fifty** thousand dollars for each of the following regional planning commissions: South Central Ozark, Ozark Foothills, Green Hills, [Show-Me,] Bootheel, [Missouri Valley, Ozark Gateway,] Mark Twain, [ABCD,] Southeast Missouri, Boonslick, Northwest Missouri, Mid-Missouri, Kaysinger Basin, Lake of the Ozarks, Meramec, Northeast Missouri, **Harry S Truman, MO-Kan, Pioneer Trails**, and [Lakes Country] **Southwest Missouri. Beginning July 1, 2026, and each year after, the maximum grant amount for each regional planning commission shall be adjusted with the consumer price index.**”; and

Further amend said bill, Page”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to Senate Substitute for Senate Bill No. 1298, Page 5, Line 33, by inserting after all of said line the following:

“Further amend said bill and page, Section 307.010, Line 20, by inserting after all of said section and line the following:

“442.404. 1. As used in this section, the following terms shall mean:

(1) “Homeowners’ association”, a nonprofit corporation or unincorporated association of homeowners created under a declaration to own and operate portions of a planned community or other residential subdivision that has the power under the declaration to assess association members to pay the costs and expenses incurred in the performance of the association’s obligations under the declaration or tenants-in-common with respect to the ownership of common ground or amenities of a planned community or other residential subdivision. This term shall not include a condominium unit owners’ association as defined and provided for in subdivision (3) of section 448.1-103 or a residential cooperative;

(2) “Political signs”, any fixed, ground-mounted display in support of or in opposition to a person seeking elected office or a ballot measure excluding any materials that may be attached;

(3) “Solar panel or solar collector”, a device used to collect and convert solar energy into electricity or thermal energy, including but not limited to photovoltaic cells or panels, or solar thermal systems.

2. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of political signs.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of political signs.

(3) A homeowners' association may remove a political sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the political sign. Subject to the foregoing, a homeowners' association shall not remove a political sign from the property of a homeowner or impose any fine or penalty upon the homeowner unless it has given such homeowner three days after providing written notice to the homeowner, which notice shall specifically identify the rule and the nature of the violation.

3. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall limit or prohibit, or have the effect of limiting or prohibiting, the installation of solar panels or solar collectors on the rooftop of any property or structure.

(2) A homeowners' association may adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the placement of solar panels or solar collectors to the extent that those rules do not prevent the installation of the device, impair the functioning of the device, restrict the use of the device, or adversely affect the cost or efficiency of the device.

(3) The provisions of this subsection shall apply only with regard to rooftops that are owned, controlled, and maintained by the owner of the individual property or structure.

4. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting the display of sale signs on the property of a homeowner or property owner including, but not limited to, any yard on the property, or nearby street corners.

(2) A homeowners' association has the authority to adopt reasonable rules, subject to any applicable statutes or ordinances, regarding the time, size, place, number, and manner of display of sale signs.

(3) A homeowners' association may remove a sale sign without liability if such sign is placed within the common ground, threatens the public health or safety, violates an applicable statute or ordinance, is accompanied by sound or music, or if any other materials are attached to the sale sign. Subject to the foregoing, a homeowners' association shall not remove a sale sign from the property of a homeowner or property owner or impose any fine or penalty upon the homeowner or property owner unless it has given such homeowner or property owner three business days after the homeowner or property owner receives written notice from the homeowners' association, which notice shall specifically identify the rule and the nature of the alleged violation.

5. (1) No deed restrictions, covenants, or similar binding agreements running with the land shall prohibit or have the effect of prohibiting ownership or pasturing of up to six chickens per two-tenths of an acre.

(2) A homeowners' association may adopt reasonable rules, subject to applicable statutes or ordinances, regarding ownership or pasturing of chickens, including a prohibition or restriction on ownership or pasturing of roosters.”; and’; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

““302.132. 1. Any person at least fifteen and one-half years of age who, except for age or lack of instruction in operating a motor vehicle, would otherwise be qualified to obtain a motorcycle or motortricycle license or endorsement pursuant to sections 302.010 to 302.340 may apply, with the written consent of the parent or guardian of such person, for a temporary motorcycle instruction permit to operate a motorcycle or motortricycle.

2. The director shall issue a temporary motorcycle instruction permit under this section if the applicant has completed a motorcycle rider training course approved under sections 302.133 to 302.138 and is otherwise eligible for the temporary permit.

3. A person receiving a temporary motorcycle permit and having it in his immediate possession shall be entitled to operate a motorcycle or motortricycle for a period of six months upon the highways of the state, and persons under the age of sixteen shall be subject to the following restrictions:

(1) The motorcycle or motortricycle may not have an engine with a displacement of greater than [two hundred fifty] **three hundred** cubic centimeters;

(2) The operator shall not travel at any time from a half-hour after sunset to a half-hour before sunrise;

(3) The operator shall not carry any passengers; and

(4) The operator shall not travel over fifty miles from the operator’s home address.

302.177. 1. To all applicants for a license or renewal to transport persons or property”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4 TO
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 1, by inserting after the word “Page” the following:

“1, Section A, Line 3, by inserting after all of said section and line the following:

“226.1170. The department of transportation, in consultation with the Ozark Highland Distillers Guild, shall erect and maintain suitable markings and informational signs designating the Ozark Highlands Spirits Region in accordance with the map produced pursuant to subsection 4 of section 311.028. Signs shall be located along highways approaching or entering the region, with the costs to be paid by private donation.”: and

Further amend said bill, Page”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5 TO
HOUSE AMENDMENT NO. 8

Amend House Amendment No. 8 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 1, by inserting after the words “No. 1298,” the following:

“Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“190.053. 1. All members of the board of directors of an ambulance district first elected on or after January 1, 2008, shall attend and complete an educational seminar or conference or other suitable training on the role and duties of a board member of an ambulance district. The training required under this section shall be offered by a statewide association organized for the benefit of ambulance districts or be approved by the state advisory council on emergency medical services. Such training shall include, at a minimum:

- (1) Information relating to the roles and duties of an ambulance district director;
- (2) A review of all state statutes and regulations relevant to ambulance districts;
- (3) State ethics laws;
- (4) State sunshine laws, chapter 610;
- (5) Financial and fiduciary responsibility;
- (6) State laws relating to the setting of tax rates; and
- (7) State laws relating to revenue limitations.

2. [If any ambulance district board member fails to attend a training session within twelve months after taking office, the board member shall not be compensated for attendance at meetings thereafter until the board member has completed such training session. If any ambulance district board member fails to attend a training session within twelve months of taking office regardless of whether the board member received an attendance fee for a training session, the board member shall be ineligible to run for reelection for another term of office until the board member satisfies the training requirement of this section; however, this requirement shall only apply to board members elected after August 28, 2022] **All members of the board of directors of an ambulance district shall complete three hours of continuing education for each term of office. The continuing education shall be offered by a statewide association organized for the benefit of ambulance districts or be approved by the state advisory council on emergency medical services.**

3. Any ambulance district board member who fails to complete the initial training and continuing education requirements on or before the anniversary date of the member’s election or appointment as required under this section shall immediately be disqualified from office. Upon such disqualification, the member’s position shall be deemed vacant without further process or declaration. The vacancy shall be filled in the manner provided for in section 190.052.

190.076. In addition to the annual audit required under section 190.075, each ambulance district shall, at least once every three years, arrange for a certified public accountant or a firm of certified public accountants to audit the records and accounts of the district. The audit shall be made freely available to the public on the district's website or by other electronic means.

190.109. 1. The department shall, within a reasonable time after receipt of an application, cause such investigation as the department deems necessary to be made of the applicant for a ground ambulance license.

2. Any person that owned and operated a licensed ambulance on December 31, 1997, shall receive an ambulance service license from the department, unless suspended, revoked or terminated, for that ambulance service area which was, on December 31, 1997, described and filed with the department as the primary service area for its licensed ambulances on August 28, 1998, provided that the person makes application and adheres to the rules and regulations promulgated by the department pursuant to sections 190.001 to 190.245.

3. The department shall issue a new ground ambulance service license to an ambulance service that is not currently licensed by the department, or is currently licensed by the department and is seeking to expand its ambulance service area, except as provided in subsection 4 of this section, to be valid for a period of five years, unless suspended, revoked or terminated, when the director finds that the applicant meets the requirements of ambulance service licensure established pursuant to sections 190.100 to 190.245 and the rules adopted by the department pursuant to sections 190.001 to 190.245. In order to be considered for a new ambulance service license, an ambulance service shall submit to the department a letter of endorsement from each ambulance district or fire protection district that is authorized to provide ambulance service, or from each municipality not within an ambulance district or fire protection district that is authorized to provide ambulance service, in which the ambulance service proposes to operate. If an ambulance service proposes to operate in unincorporated portions of a county not within an ambulance district or fire protection district that is authorized to provide ambulance service, in order to be considered for a new ambulance service license, the ambulance service shall submit to the department a letter of endorsement from the county. Any letter of endorsement required pursuant to this section shall verify that the political subdivision has conducted a public hearing regarding the endorsement and that the governing body of the political subdivision has adopted a resolution approving the endorsement. The letter of endorsement shall affirmatively state that the proposed ambulance service:

(1) Will provide a benefit to public health that outweighs the associated costs;

(2) Will maintain or enhance the public's access to ambulance services;

(3) Will maintain or improve the public health and promote the continued development of the regional emergency medical service system;

(4) Has demonstrated the appropriate expertise in the operation of ambulance services; and

(5) Has demonstrated the financial resources necessary for the operation of the proposed ambulance service.

4. A contract between a political subdivision and a licensed ambulance service for the provision of ambulance services for that political subdivision shall expand, without further action by the department,

the ambulance service area of the licensed ambulance service to include the jurisdictional boundaries of the political subdivision. The termination of the aforementioned contract shall result in a reduction of the licensed ambulance service's ambulance service area by removing the geographic area of the political subdivision from its ambulance service area, except that licensed ambulance service providers may provide ambulance services as are needed at and around the state fair grounds for protection of attendees at the state fair.

5. The department shall renew a ground ambulance service license if the applicant meets the requirements established pursuant to sections 190.001 to 190.245, and the rules adopted by the department pursuant to sections 190.001 to 190.245.

6. The department shall promulgate rules relating to the requirements for a ground ambulance service license including, but not limited to:

- (1) Vehicle design, specification, operation and maintenance standards;
- (2) Equipment requirements;
- (3) Staffing requirements;
- (4) Five-year license renewal;
- (5) Records and forms;
- (6) Medical control plans;
- (7) Medical director qualifications;
- (8) Standards for medical communications;
- (9) Memorandums of understanding with emergency medical response agencies that provide advanced life support;
- (10) Quality improvement committees; [and]
- (11) Response time, patient care and transportation standards;
- (12) Participation with regional EMS advisory committees; and**
- (13) Ambulance service administrator qualifications.**

7. Application for a ground ambulance service license shall be made upon such forms as prescribed by the department in rules adopted pursuant to sections 190.001 to 190.245. The application form shall contain such information as the department deems necessary to make a determination as to whether the ground ambulance service meets all the requirements of sections 190.001 to 190.245 and rules promulgated pursuant to sections 190.001 to 190.245.

190.112. 1. Each ambulance service licensed under sections 190.001 to 190.245 shall identify to the department an individual as the ambulance service administrator, who shall be responsible for the operations and staffing of the ambulance service.

2. Any individual identified as the ambulance service administrator under subsection 1 of this section shall be required to have achieved basic training of at least forty hours regarding the operations of an ambulance service and to complete two hours of annual continuing education to maintain the individual's status as the ambulance service administrator.

3. The training required under this section shall be offered by a statewide association organized for the benefit of ambulance districts or be approved by the state advisory council on emergency medical services. Such training shall include information on:

- (1) Basic principles of accounting and economics;**
- (2) State and federal laws applicable to ambulance services;**
- (3) Regulatory requirements applicable to ambulance services;**
- (4) Human resources management and laws;**
- (5) Grant writing, contracts, and fundraising;**
- (6) The state sunshine law requirements under chapter 610 and state ethics laws; and**
- (7) Volunteer and community involvement.**

4. Any individual serving as an ambulance service administrator as of August 28, 2024, shall have until January 1, 2026, to meet the training requirements of this section.

190.166. 1. In addition to the grounds for disciplinary action described in section 190.165, the department may refuse to issue, deny renewal of, or suspend a license required under section 190.109, or take other corrective actions as described in this section, based on any of the following considerations:

- (1) The license holder is determined to be financially insolvent;**
- (2) The ambulance service has inadequate personnel to operate the ambulance service to provide basic emergency operations. The ambulance service shall not be deemed to have such inadequate personnel as long as the ambulance service has the ability to staff a minimum of one ambulance unit twenty-four hours each day, seven days each week, with at least two licensed emergency medical technicians, and has a reasonable plan and schedule for the services of a second ambulance unit;**
- (3) The ambulance service requires an inordinate amount of mutual aid from neighboring services, such as more than ten percent of the total runs in the jurisdiction in any given month or more than would be considered prudent, and thus cannot provide an appropriate level of emergency response for the service area that would be considered prudent by the typical operator of emergency ambulance services;**
- (4) The principal manager or a board member or executive of the ambulance service is determined to be criminally liable for actions related to the license or service provided;**
- (5) The license holder or principal manager or a board member or other executive of the ambulance service is determined by the Centers for Medicare and Medicaid Services to be ineligible for participation in Medicare;**

(6) The license holder or principal manager or a board member or other executive of the ambulance service is determined by the MO HealthNet division to be ineligible for participation in the MO HealthNet program;

(7) The ambulance service administrator has failed to meet the required qualifications or failed to complete the training required in section 190.112; or

(8) If the ambulance service is an ambulance district, three or more board members have failed to complete the training required in section 190.053.

2. If the department determines an ambulance service is financially insolvent or its operations are insufficient as described in subsection 1 of this section, the department may require the license holder to submit a corrective action plan within fifteen days and require implementation of such corrective action plan within thirty days.

3. The department shall provide notice of any determination of insolvency or insufficiency of operations of a license holder by the department to:

(1) Other license holders operating in the license holder's vicinity;

(2) Members of the general assembly who represent all or part of the license holder's service area;

(3) The governing officials of any county or municipal entity in the license holder's service area;

(4) The appropriate regional EMS advisory committee; and

(5) The state advisory council on emergency medical services.

4. Upon taking any corrective action under this section, the department shall immediately engage with other license holders in the affected area to determine the extent to which ground ambulance service may be provided to the affected service area during the time in which the provisional or affected license holder is unable to provide adequate services, including any long-term service arrangements. The holder of a provisional or suspended license may enter into an agreement with other license holders to provide services to the affected area. Such agreement may be in the form of an agreement to provide services, a joint powers agreement, formal consideration, or payment for services rendered.

5. Any ambulance service operator who provides assistance in the service area of another ambulance service operator whose license to operate has been suspended under this section shall have the right to seek reasonable compensation from the ambulance service operator whose license to operate has been suspended under this section for all calls, stand-by time, and responses to medical emergencies during such time the license remains suspended. The reasonable compensation shall not be limited to only those expenses incurred in actual responses, but may include reasonable expenses to maintain the ambulance service including, but not limited to, the daily operation costs of maintaining the service, personnel wages and benefits, equipment purchases and maintenance, and other costs incurred in the operation of an ambulance service. The ambulance service operator providing assistance shall be entitled to an award of costs and reasonable attorney's fees in any action to enforce the provisions of this section.”; and

Further amend said bill,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 8

Amend Senate Substitute for Senate Bill No. 1298, Page 17, Section 301.010, Line 492, by inserting after all of the said section and line the following:

“302.177. 1. To all applicants for a license or renewal to transport persons or property classified in section 302.015 who are at least twenty-one years of age and under the age of seventy, and who submit a satisfactory application and meet the requirements of sections 302.010 to 302.605, the director shall issue or renew such license; except that no license shall be issued if an applicant’s license is currently suspended, cancelled, revoked, disqualified, or deposited in lieu of bail. Such license shall expire on the applicant’s birthday in the sixth year of issuance, unless the license must be issued for a shorter period due to other requirements of law or for transition or staggering of work as determined by the director. The license must be renewed on or before the date of expiration, which date shall be shown on the license.

2. To all applicants for a license or renewal to transport persons or property classified in section 302.015 who are less than twenty-one years of age or greater than sixty-nine years of age, and who submit a satisfactory application and meet the requirements of sections 302.010 to 302.605, the director shall issue or renew such license; except that no license shall be issued if an applicant’s license is currently suspended, cancelled, revoked, disqualified, or deposited in lieu of bail. Such license shall expire on the applicant’s birthday in the third year of issuance, unless the license must be issued for a shorter period due to other requirements of law or for transition or staggering of work as determined by the director. The license must be renewed on or before the date of expiration, which date shall be shown on the license. A license issued under this section to an applicant who is over the age of [sixty-nine] **seventy-six** and contains a school bus endorsement shall not be issued for a period that exceeds one year.

3. To all other applicants for a license or renewal of a license who are at least twenty-one years of age and under the age of seventy, and who submit a satisfactory application and meet the requirements of sections 302.010 to 302.605, the director shall issue or renew such license; except that no license shall be issued if an applicant’s license is currently suspended, cancelled, revoked, disqualified, or deposited in lieu of bail. Such license shall expire on the applicant’s birthday in the sixth year of issuance, unless the license must be issued for a shorter period due to other requirements of law or for transition or staggering of work as determined by the director. The license must be renewed on or before the date of expiration, which date shall be shown on the license.

4. To all other applicants for a license or renewal of a license who are less than twenty-one years of age or greater than sixty-nine years of age, and who submit a satisfactory application and meet the requirements of sections 302.010 to 302.605, the director shall issue or renew such license; except that no license shall be issued if an applicant’s license is currently suspended, cancelled, revoked, disqualified, or deposited in lieu of bail. Such license shall expire on the applicant’s birthday in the third year of issuance, unless the license must be issued for a shorter period due to other requirements of law or for transition or staggering of work as determined by the director. The license must be renewed on or before the date of expiration, which date shall be shown on the license.

5. The fee for a license issued for a period which exceeds three years under subsection 1 of this section shall be thirty dollars.

6. The fee for a license issued for a period of three years or less under subsection 2 of this section shall be fifteen dollars, except that the fee for a license issued for one year or less which contains a school bus endorsement shall be five dollars, except renewal fees shall be waived for applicants [seventy] **seventy-seven** years of age or older seeking school bus endorsements.

7. The fee for a license issued for a period which exceeds three years under subsection 3 of this section shall be fifteen dollars.

8. The fee for a license issued for a period of three years or less under subsection 4 of this section shall be seven dollars and fifty cents.

9. Beginning July 1, 2005, the director shall not issue a driver's license for a period that exceeds an applicant's lawful presence in the United States. The director may establish procedures to verify the lawful presence of the applicant and establish the duration of any driver's license issued under this section.

10. The director of revenue may adopt any rules and regulations necessary to carry out the provisions of this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to the provisions of chapter 536.

302.272. 1. No person shall operate any school bus owned by or under contract with a public school or the state board of education unless such driver has qualified for a school bus endorsement under this section and complied with the pertinent rules and regulations of the department of revenue and any final rule issued by the secretary of the United States Department of Transportation or has a valid school bus endorsement on a valid commercial driver's license issued by another state. A school bus endorsement shall be issued to any applicant who meets the following qualifications:

(1) The applicant has a valid state license issued under this chapter;

(2) The applicant is at least twenty-one years of age; and

(3) The applicant has successfully passed an examination for the operation of a school bus as prescribed by the director of revenue. The examination shall include any examinations prescribed by the secretary of the United States Department of Transportation, and a driving test in the type of vehicle to be operated. The test shall be completed in the appropriate class of vehicle to be driven. For purposes of this section classes of school buses shall comply with the Commercial Motor Vehicle Safety Act of 1986 (Title XII of Pub. Law 99-570). For drivers who are at least [seventy] **seventy-seven** years of age, such examination, excluding the pre-trip inspection portion of the commercial driver's license skills test, shall be completed annually to retain the school bus endorsement.

2. The director of revenue, to the best of the director's knowledge, shall not issue or renew a school bus endorsement to any applicant whose driving record shows that such applicant's privilege to operate a motor vehicle has been suspended, revoked or disqualified or whose driving record shows a history of moving vehicle violations.

3. The director may adopt any rules and regulations necessary to carry out the provisions of this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the

authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void.

4. Notwithstanding the requirements of this section, an applicant who resides in another state and possesses a valid driver's license from his or her state of residence with a valid school bus endorsement for the type of vehicle being operated shall not be required to obtain a Missouri driver's license with a school bus endorsement.

302.735. 1. An application shall not be taken from a nonresident after September 30, 2005. The application for a commercial driver's license shall include, but not be limited to, the applicant's legal name, mailing and residence address, if different, a physical description of the person, including sex, height, weight and eye color, the person's Social Security number, date of birth and any other information deemed appropriate by the director. The application shall also require, beginning September 30, 2005, the applicant to provide the names of all states where the applicant has been previously licensed to drive any type of motor vehicle during the preceding ten years.

2. A commercial driver's license shall expire on the applicant's birthday in the sixth year after issuance, unless the license must be issued for a shorter period due to other requirements of law or for transition or staggering of work as determined by the director, and must be renewed on or before the date of expiration. When a person changes such person's name an application for a duplicate license shall be made to the director of revenue. When a person changes such person's mailing address or residence the applicant shall notify the director of revenue of said change, however, no application for a duplicate license is required. A commercial license issued pursuant to this section to an applicant less than twenty-one years of age and seventy years of age and older shall expire on the applicant's birthday in the third year after issuance, unless the license must be issued for a shorter period as determined by the director.

3. A commercial driver's license containing a hazardous materials endorsement issued to an applicant who is between the age of twenty-one and sixty-nine shall not be issued for a period exceeding five years from the approval date of the security threat assessment as determined by the Transportation Security Administration.

4. The director shall issue an annual commercial driver's license containing a school bus endorsement to an applicant who is [seventy] **seventy-seven** years of age or older. The fee for such license shall be seven dollars and fifty cents.

5. A commercial driver's license containing a hazardous materials endorsement issued to an applicant who is seventy years of age or older shall not be issued for a period exceeding three years. The director shall not require such drivers to obtain a security threat assessment more frequently than such assessment is required by the Transportation Security Administration under the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of 2001.

(1) The state shall immediately revoke a hazardous materials endorsement upon receipt of an initial determination of threat assessment and immediate revocation from the Transportation Security Administration as defined by 49 CFR 1572.13(a).

(2) The state shall revoke or deny a hazardous materials endorsement within fifteen days of receipt of a final determination of threat assessment from the Transportation Security Administration as required by CFR 1572.13(a).

6. The fee for a commercial driver's license or renewal commercial driver's license issued for a period greater than three years shall be forty dollars.

7. The fee for a commercial driver's license or renewal commercial driver's license issued for a period of three years or less shall be twenty dollars.

8. The fee for a duplicate commercial driver's license shall be twenty dollars.

9. In order for the director to properly transition driver's license requirements under the Motor Carrier Safety Improvement Act of 1999 and the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act (USA PATRIOT ACT) of 2001, the director is authorized to stagger expiration dates and make adjustments for any fees, including driver examination fees that are incurred by the driver as a result of the initial issuance of a transitional license required to comply with such acts.

10. Within thirty days after moving to this state, the holder of a commercial driver's license shall apply for a commercial driver's license in this state. The applicant shall meet all other requirements of sections 302.700 to 302.780, except that the director may waive the driving test for a commercial driver's license as required in section 302.720 if the applicant for a commercial driver's license has a valid commercial driver's license from a state which has requirements for issuance of such license comparable to those in this state.

11. Any person who falsifies any information in an application or test for a commercial driver's license shall not be licensed to operate a commercial motor vehicle, or the person's commercial driver's license shall be cancelled, for a period of one year after the director discovers such falsification.

12. Beginning July 1, 2005, the director shall not issue a commercial driver's license under this section unless the director verifies that the applicant is lawfully present in the United States before accepting the application. If lawful presence is granted for a temporary period, no commercial driver's license shall be issued. The director may, by rule or regulation, establish procedures to verify the lawful presence of the applicant and establish the duration of any commercial driver's license issued under this section. No rule or portion of a rule promulgated pursuant to the authority of this section shall become effective unless it has been promulgated pursuant to chapter 536.

13. (1) Effective December 19, 2005, notwithstanding any provisions of subsections 1 and 5 of this section to the contrary, the director may issue a nondomiciled commercial driver's license or commercial driver's instruction permit to a resident of a foreign jurisdiction if the United States Secretary of Transportation has determined that the commercial motor vehicle testing and licensing standards in the foreign jurisdiction do not meet the testing standards established in 49 CFR 383.

(2) Any applicant for a nondomiciled commercial driver's license or commercial driver's instruction permit must present evidence satisfactory to the director that the applicant currently has employment with an employer in this state. The nondomiciled applicant must meet the same testing, driver record requirements, conditions, and is subject to the same disqualification and conviction reporting requirements applicable to resident commercial drivers.

(3) The nondomiciled commercial driver's license will expire on the same date that the documents establishing lawful presence for employment expire. The word "nondomiciled" shall appear on the face of the nondomiciled commercial driver's license. Any applicant for a Missouri nondomiciled commercial driver's license or commercial driver's instruction permit must first surrender any nondomiciled commercial driver's license issued by another state.

(4) The nondomiciled commercial driver's license applicant must pay the same fees as required for the issuance of a resident commercial driver's license or commercial driver's instruction permit.

14. Foreign jurisdiction for purposes of issuing a nondomiciled commercial driver's license or commercial driver's instruction permit under this section shall not include any of the fifty states of the United States or Canada or Mexico." ; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 9

Amend House Amendment No. 9 to Senate Substitute for Senate Bill No. 1298, Page 1, Line 4, by deleting all of said line and inserting in lieu thereof the following:

""304.013. 1. No person shall operate an all-terrain vehicle, as defined in section 301.010, upon the highways of this state, except as follows:

(1) All-terrain vehicles owned and operated by a governmental entity for official use;

(2) All-terrain vehicles operated for agricultural purposes or industrial on-premises purposes between the official sunrise and sunset on the day of operation;

(3) All-terrain vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset;

(4) Governing bodies of cities may issue special permits to licensed drivers for special uses of all-terrain vehicles on highways within the city limits. Fees of fifteen dollars may be collected and retained by cities for such permits;

(5) Governing bodies of counties may issue special permits to licensed drivers for special uses of all-terrain vehicles on county roads within the county. Fees of fifteen dollars may be collected and retained by the counties for such permits;

(6) Municipalities may by resolution or ordinance allow all-terrain vehicle operation on streets or highways under the governing body's jurisdiction. [Any person operating an all-terrain vehicle pursuant to a municipal resolution or ordinance shall maintain proof of financial responsibility in accordance with

section 303.160 or maintain any other insurance policy providing equivalent liability coverage for an all-terrain vehicle.]

2. No person shall operate an off-road vehicle within any stream or river in this state, except that off-road vehicles may be operated within waterways which flow within the boundaries of land which an off-road vehicle operator owns, or for agricultural purposes within the boundaries of land which an off-road vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating an all-terrain vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except that a handicapped person operating such vehicle pursuant to subdivision (3) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than thirty miles per hour. When operated on a highway, an all-terrain vehicle shall have a bicycle safety flag, which extends not less than seven feet above the ground, attached to the rear of the vehicle. The bicycle safety flag shall be triangular in shape with an area of not less than thirty square inches and shall be day-glow in color.

4. A person operating an all-terrain vehicle on a highway pursuant to an exception covered in this section shall maintain proof of financial responsibility in accordance with section 303.160 or maintain any other insurance policy providing equivalent liability coverage.

5. No persons shall operate an all-terrain vehicle:

(1) In any careless way so as to endanger the person or property of another;

(2) While under the influence of alcohol or any controlled substance;

(3) Without a securely fastened safety helmet on the head of an individual who operates an all-terrain vehicle or who is being towed or otherwise propelled by an all-terrain vehicle, unless the individual is at least eighteen years of age.

[5.] 6. No operator of an all-terrain vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any all-terrain vehicle in which the seat of such vehicle is designed to carry more than one person.

[6.] 7. A violation of this section shall be a class C misdemeanor. In addition to other legal remedies, the attorney general or county prosecuting attorney may institute a civil action in a court of competent jurisdiction for injunctive relief to prevent such violation or future violations and for the assessment of a civil penalty not to exceed one thousand dollars per day of violation.

304.029. 1. Notwithstanding any other law to the contrary, a low-speed vehicle may be operated upon a highway in the state if it meets the requirements of this section. Every person operating a low-speed vehicle shall be granted all the rights and shall be subject to all the duties applicable to the driver of any other motor vehicle except as to the special regulations in this section and except as to those provisions which by their nature can have no application.

2. The operator of a low-speed vehicle shall observe all traffic laws and local ordinances regarding the rules of the road. A low-speed vehicle shall not be operated on a street or a highway with a posted speed limit greater than thirty-five miles per hour. The provisions of this subsection shall not prohibit a low-speed vehicle from crossing a street or highway with a posted speed limit greater than thirty-five miles per hour.

3. No person shall operate a low-speed vehicle upon a highway in the state without displaying a lighted head lamp and a lighted tail lamp.

4. The operator and passengers in a low-speed vehicle shall be required to wear seat belts.

5. A low-speed vehicle shall be exempt from the requirements of sections 307.350 to 307.402 for purposes of titling and registration. Low-speed vehicles shall comply with the standards in 49 CFR 571.500, as amended.

[4.] 6. Every operator of a low-speed vehicle shall maintain financial responsibility on such low-speed vehicle as required by chapter 303 if the low-speed vehicle is to be operated upon the highways of this state.

[5.] 7. Each person operating a low-speed vehicle on a highway in this state shall possess a valid driver's license issued pursuant to chapter 302.

[6.] 8. For purposes of this section a "low-speed vehicle" shall have the meaning ascribed to it in 49 CFR, section 571.3, as amended.

[7.] 9. All low-speed vehicles shall be manufactured in compliance with the National Highway Traffic Safety Administration standards for low-speed vehicles in 49 CFR 571.500, as amended.

[8.] 10. Nothing in this section shall prevent county or municipal governments from adopting more stringent local ordinances governing low-speed vehicle operation if the governing body of the county or municipality determines that such ordinances are necessary in the interest of public safety. The department of transportation may prohibit the operation of low-speed vehicles on any highway under its jurisdiction if it determines that the prohibition is necessary in the interest of public safety.

304.032. 1. No person shall operate a utility vehicle, as defined in section 301.010, upon the highways of this state, except as follows:

(1) Utility vehicles owned and operated by a governmental entity for official use;

(2) Utility vehicles operated for agricultural purposes or industrial on-premises purposes [between the official sunrise and sunset on the day of operation, unless equipped with proper lighting];

(3) Utility vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads when operated between the hours of sunrise and sunset;

(4) Governing bodies of cities may issue special permits for utility vehicles to be used on highways within the city limits by licensed drivers. Fees of fifteen dollars may be collected and retained by cities for such permits;

(5) Governing bodies of counties may issue special permits for utility vehicles to be used on county roads within the county by licensed drivers. Fees of fifteen dollars may be collected and retained by the counties for such permits;

(6) Municipalities may by resolution or ordinance allow utility vehicle operation on streets or highways under the governing body's jurisdiction. [Any person operating a utility vehicle pursuant to a municipal resolution or ordinance shall maintain proof of financial responsibility in accordance with section 303.160 or maintain any other insurance policy providing equivalent liability coverage for a utility vehicle.]

2. No person shall operate a utility vehicle within any stream or river in this state, except that utility vehicles may be operated within waterways which flow within the boundaries of land which a utility vehicle operator owns, or for agricultural purposes within the boundaries of land which a utility vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating a utility vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except [that] a handicapped person operating such vehicle under subdivision (3) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle, and the vehicle shall be operated at speeds of less than forty-five miles per hour.

4. A person operating a utility vehicle on a highway pursuant to an exception covered in this section shall maintain proof of financial responsibility in accordance with section 303.160 or maintain any other insurance policy providing equivalent liability coverage for a utility vehicle.

5. No person shall operate a utility vehicle on a highway pursuant to an exception covered in this section unless the utility vehicle is equipped with an equilateral triangular emblem, to be mounted in the rear of such vehicle at least two feet above the roadway. The emblem shall be constructed of substantial material with a fluorescent yellow-orange finish and a reflective red border at least one inch in width. Each side of the emblem shall measure at least ten inches.

6. No persons shall operate a utility vehicle:

- (1) In any careless way so as to endanger the person or property of another; or
- (2) While under the influence of alcohol or any controlled substance.

[5.] 7. No operator of a utility vehicle shall carry a passenger, except for agricultural purposes. The provisions of this subsection shall not apply to any utility vehicle in which the seat of such vehicle is designed to carry more than one person. **The operator and passengers in a utility vehicle shall be required to wear seat belts, and no passengers shall ride in an unenclosed bed or other area not designated for seating.**

[6.] 8. A violation of this section shall be a class C misdemeanor. In addition to other legal remedies, the attorney general or county prosecuting attorney may institute a civil action in a court of competent

jurisdiction for injunctive relief to prevent such violation or future violations and for the assessment of a civil penalty not to exceed one thousand dollars per day of violation.

304.033. 1. No person shall operate a recreational off-highway vehicle, as defined in section 301.010, upon the highways of this state, except as follows:

(1) Recreational off-highway vehicles owned and operated by a governmental entity for official use;

(2) Recreational off-highway vehicles operated for agricultural purposes or industrial on-premises purposes;

(3) Recreational off-highway vehicles operated within three miles of the operator's primary residence. The provisions of this subdivision shall not authorize the operation of a recreational off-highway vehicle in a municipality unless such operation is authorized by such municipality as provided for in subdivision (5) of this subsection;

(4) Recreational off-highway vehicles operated by handicapped persons for short distances occasionally only on the state's secondary roads;

(5) Governing bodies of cities may issue special permits to licensed drivers for special uses of recreational off-highway vehicles on highways within the city limits. Fees of fifteen dollars may be collected and retained by cities for such permits;

(6) Governing bodies of counties may issue special permits to licensed drivers for special uses of recreational off-highway vehicles on county roads within the county. Fees of fifteen dollars may be collected and retained by the counties for such permits.

2. No person shall operate a recreational off-highway vehicle within any stream or river in this state, except that recreational off-highway vehicles may be operated within waterways which flow within the boundaries of land which a recreational off-highway vehicle operator owns, or for agricultural purposes within the boundaries of land which a recreational off-highway vehicle operator owns or has permission to be upon, or for the purpose of fording such stream or river of this state at such road crossings as are customary or part of the highway system. All law enforcement officials or peace officers of this state and its political subdivisions or department of conservation agents or department of natural resources park rangers shall enforce the provisions of this subsection within the geographic area of their jurisdiction.

3. A person operating a recreational off-highway vehicle on a highway pursuant to an exception covered in this section shall have a valid operator's or chauffeur's license, except [that] a handicapped person operating such vehicle pursuant to subdivision (4) of subsection 1 of this section, but shall not be required to have passed an examination for the operation of a motorcycle. **Any person operating a recreational, off-highway vehicle upon a highway of this state shall maintain proof of financial responsibility in accordance with section 303.160 or maintain any other insurance policy providing equivalent liability coverage.** An individual shall not operate a recreational off-highway vehicle upon a highway in this state without displaying a lighted headlamp and a lighted tail lamp. A person [may] **shall** not operate a recreational off-highway vehicle upon a highway of this state unless such person wears a seat belt. **Passengers in a recreational, off-highway vehicle shall be required to wear seat belts, and no passengers shall ride in an unenclosed bed or other area not designated for seating.** When operated

on a highway, a recreational off-highway vehicle shall be equipped with a roll bar or roll cage construction to reduce the risk of injury to an occupant of the vehicle in case of the vehicle's rollover.

304.822. 1. This section shall be known as the "Siddens Bening Hands Free Law".; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 9

Amend Senate Substitute for Senate Bill No. 1298, Page 17, Section 301.010, Line 492, by inserting after all of said section and line the following:

"304.822. 1. This section shall be known as the "Siddens Bening Hands Free Law".

2. As used in this section, the following terms shall mean:

(1) "Commercial motor vehicle", the same meaning as is ascribed to such term in section 302.700;

(2) "Electronic communication device", a portable device that is used to initiate, receive, store, or view communication, information, images, or data electronically.

(a) Such term shall include but not be limited to: cellular telephones; portable telephones; text-messaging devices; personal digital assistants; pagers; broadband personal communication devices; electronic devices with mobile data access; computers, including but not limited to tablets, laptops, notebook computers, and electronic or video game systems; devices capable of transmitting, retrieving, or displaying a video, movie, broadcast television image, or visual image; and any substantially similar device that is used to initiate or receive communication or store and review information, videos, images, or data.

(b) Such term shall not include: radios; citizens band radios; commercial two-way radio communication devices or their functional equivalent; subscription-based emergency communication devices; prescribed medical devices; amateur or ham radio devices; or global positioning system receivers, security, navigation, communication, or remote diagnostics systems permanently affixed to the vehicle;

(3) "Highway", the same meaning as is ascribed to such term in section 302.010;

(4) "Noncommercial motor vehicle", the same meaning as is ascribed to such term in section 302.700;

(5) "Operating", the actual physical control of a vehicle;

(6) "Operator", a person who is in actual physical control;

(7) "School bus", the same meaning as is ascribed to such term in section 302.700;

(8) "Voice-operated or hands-free feature or function", a feature or function, whether internally installed or externally attached or connected to an electronic communication device, that allows a person to use an electronic communication device without the use of either hand, except to activate, deactivate, or initiate the feature or function with a single touch or single swipe.

3. Except as otherwise provided in this section, while operating a noncommercial motor vehicle or commercial motor vehicle on any highway or property open to the public for vehicular traffic in this state, no operator shall:

(1) [Physically hold or support, with any part of his or her body, an electronic communication device;]

[(2)] Write, send, or read any text-based communication, including but not limited to a text message, instant message, email, or social media interaction on an electronic communication device. This subdivision shall not apply to operators of a noncommercial motor vehicle using a voice-operated or hands-free feature or function that converts the message to be sent as a message in a written form, provided that the operator does not divert his or her attention from lawful operation of the vehicle;

[(3)] **(2)** Make any communication on an electronic communication device, including a phone call, voice message, or one-way voice communication; provided however, that this prohibition shall not apply to use of a voice-operated or hands-free feature or function;

[(4)] **(3)** Engage in any form of electronic data retrieval or electronic data communication on an electronic communication device;

[(5)] **(4)** Manually enter letters, numbers, or symbols into any website, search engine, or application on an electronic communication device;

[(6)] **(5)** Watch a video or movie on an electronic communication device, other than watching data related to the navigation of the vehicle; or

[(7)] **(6)** Record, post, send, or broadcast video, including a video conference, on an electronic communication device, provided that this prohibition shall not apply to electronic devices used for the sole purpose of continually monitoring operator behavior by recording or broadcasting video within or outside the vehicle.

4. The operator of a school bus shall not use or operate an electronic communication device while the school bus is in motion unless the device is being used in a similar manner as a two-way radio to allow live communication between the operator and school officials or public safety officials. The operator of a school bus shall not use or operate an electronic communication device or a two-way radio while loading or unloading passengers.

5. This section shall not apply to:

(1) Law enforcement officers or operators of emergency vehicles, as such term is defined in section 304.022, who are both using the electronic communication device and operating the emergency vehicle in the performance of their official duties;

(2) Operators using an electronic communication device for the sole purpose of reporting an emergency situation and continuing communication with emergency personnel during the emergency situation;

(3) Operators of noncommercial motor vehicles using an electronic communication device solely through a voice-operated or hands-free feature or function;

(4) Operators of commercial motor vehicles using a voice-operated or hands-free feature or function, as long as the operator remains seated and is restrained by a seat belt as required by law;

(5) Operators of commercial motor vehicles reading a message displayed on a permanently installed communication device designed for a commercial motor vehicle with a screen that does not exceed ten inches tall by ten inches wide in size;

(6) Operators using electronic communication devices while the vehicle is lawfully stopped or parked;

(7) Commercial motor vehicles that are responding to a request for roadside assistance, when such response is conducted by a motor club as defined in section 385.450 or a towing company as defined in section 304.001;

(8) The use of an electronic communication device to relay information between a transit or for-hire vehicle operator and that operator's dispatcher, provided the device is mounted or affixed to the vehicle;

(9) The use of an electronic communication device to access or view a map for navigational purposes;

(10) The use of an electronic communication device to access or listen to an audio broadcast or digital audio recording; or

(11) The use of an electronic communication device to relay information through a transportation network company's digital network to a transportation network company driver, provided the device is mounted or affixed to the vehicle.

6. (1) Except as otherwise provided in this subsection, violation of this section shall be an infraction. Penalties for violations of this section shall be as provided in this subsection. Prior convictions shall be pleaded and proven in the same manner as required under section 558.021.

(2) For a conviction under this section where there is no prior conviction under this section within the preceding twenty-four months, the court shall impose a fine of up to one hundred fifty dollars.

(3) For a conviction under this section where there is one prior conviction under this section within the preceding twenty-four months, the court shall impose a fine of up to two hundred fifty dollars.

(4) For a conviction under this section where there are two or more prior convictions under this section in the preceding twenty-four months, the court shall impose a fine of up to five hundred dollars.

(5) For a conviction under this section where the violation occurred in a work zone when workers are present, as such terms are defined in section 304.580, or for a conviction under this section where the violation occurred in an area designated as a school zone and marked in any way that would alert a reasonably prudent operator to the presence of the school zone, the court shall impose a fine of up to five hundred dollars.

(6) A violation of this section that is the proximate cause of damage to property in excess of five thousand dollars shall be a class D misdemeanor.

(7) A violation of this section that is the proximate cause of serious physical injury to another person shall be a class B misdemeanor.

(8) A violation of this section that is the proximate cause of the death of another person shall be a class D felony.

(9) A violation of this section while operating a commercial motor vehicle shall be deemed a serious traffic violation, as such term is defined in section 302.700, for purposes of commercial driver's license disqualification under section 302.755.

7. A law enforcement officer who stops a noncommercial motor vehicle for a violation of this section shall inform the operator of the operator's right to decline a search of their electronic communication device. No warrant shall be issued to confiscate or access an electronic communication device based on a violation of this section unless the violation results in serious bodily injury or death.

8. A violation of this section shall not be used to establish probable cause for any other violation.

9. The provisions of this section shall be subject to the reporting requirements set forth in section 590.650.

10. The state preempts the field of regulating the use of electronic communication devices by the operators of commercial and noncommercial motor vehicles. The provisions of this section shall supercede any local laws, ordinances, orders, rules, or regulations enacted by a county, municipality, or other political subdivision to regulate the use of electronic communication devices by the operator of a commercial or noncommercial motor vehicle.

11. Prior to January 1, 2025, a law enforcement officer who stops a noncommercial motor vehicle for a violation of this section shall not issue a citation for a violation of this section and shall only issue a warning.

12. No person shall be stopped, inspected, or detained solely for a violation of this section.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 10

Amend Senate Substitute for Senate Bill No. 1298, Page 17, Section 301.010, Line 492, by inserting after said section and line the following:

“[304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a

roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An “emergency vehicle” is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state or a county or municipal park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, coroner, medical examiner, or forensic investigator of the county medical examiner’s office, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee’s official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials or in support

of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor.]

304.022. 1. Upon the immediate approach of an emergency vehicle giving audible signal by siren or while having at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle or a flashing blue light authorized by section 307.175, the driver of every other vehicle shall yield the right-of-way and shall immediately drive to a position parallel to, and as far as possible to the right of, the traveled portion of the highway and thereupon stop and remain in such position until such emergency vehicle has passed, except when otherwise directed by a police or traffic officer.

2. Upon approaching a stationary vehicle displaying lighted red or red and blue lights, or a stationary vehicle displaying lighted amber or amber and white lights, the driver of every motor vehicle shall:

(1) Proceed with caution and yield the right-of-way, if possible with due regard to safety and traffic conditions, by making a lane change into a lane not adjacent to that of the stationary vehicle, if on a roadway having at least four lanes with not less than two lanes proceeding in the same direction as the approaching vehicle; or

(2) Proceed with due caution and reduce the speed of the vehicle, maintaining a safe speed for road conditions, if changing lanes would be unsafe or impossible.

3. The motorman of every streetcar shall immediately stop such car clear of any intersection and keep it in such position until the emergency vehicle has passed, except as otherwise directed by a police or traffic officer.

4. An “emergency vehicle” is a vehicle of any of the following types:

(1) A vehicle operated by the state highway patrol, the state water patrol, the Missouri capitol police, a conservation agent, or a state **or a county or municipal** park ranger, those vehicles operated by enforcement personnel of the state highways and transportation commission, police or fire department, sheriff, constable or deputy sheriff, federal law enforcement officer authorized to carry firearms and to make arrests for violations of the laws of the United States, traffic officer, coroner, medical examiner, or forensic investigator of the county medical examiner’s office, or by a privately owned emergency vehicle company;

(2) A vehicle operated as an ambulance or operated commercially for the purpose of transporting emergency medical supplies or organs;

(3) Any vehicle qualifying as an emergency vehicle pursuant to section 307.175;

(4) Any wrecker, or tow truck or a vehicle owned and operated by a public utility or public service corporation while performing emergency service;

(5) Any vehicle transporting equipment designed to extricate human beings from the wreckage of a motor vehicle;

(6) Any vehicle designated to perform emergency functions for a civil defense or emergency management agency established pursuant to the provisions of chapter 44;

(7) Any vehicle operated by an authorized employee of the department of corrections who, as part of the employee’s official duties, is responding to a riot, disturbance, hostage incident, escape or other critical situation where there is the threat of serious physical injury or death, responding to mutual aid call from another criminal justice agency, or in accompanying an ambulance which is transporting an offender to a medical facility;

(8) Any vehicle designated to perform hazardous substance emergency functions established pursuant to the provisions of sections 260.500 to 260.550;

(9) Any vehicle owned by the state highways and transportation commission and operated by an authorized employee of the department of transportation that is marked as a department of transportation emergency response or motorist assistance vehicle; or

(10) Any vehicle owned and operated by the civil support team of the Missouri National Guard while in response to or during operations involving chemical, biological, or radioactive materials or in support of official requests from the state of Missouri involving unknown substances, hazardous materials, or as may be requested by the appropriate state agency acting on behalf of the governor.

5. (1) The driver of any vehicle referred to in subsection 4 of this section shall not sound the siren thereon or have the front red lights or blue lights on except when such vehicle is responding to an

emergency call or when in pursuit of an actual or suspected law violator, or when responding to, but not upon returning from, a fire.

(2) The driver of an emergency vehicle may:

(a) Park or stand irrespective of the provisions of sections 304.014 to 304.025;

(b) Proceed past a red or stop signal or stop sign, but only after slowing down as may be necessary for safe operation;

(c) Exceed the prima facie speed limit so long as the driver does not endanger life or property;

(d) Disregard regulations governing direction of movement or turning in specified directions.

(3) The exemptions granted to an emergency vehicle pursuant to subdivision (2) of this subsection shall apply only when the driver of any such vehicle while in motion sounds audible signal by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least one lighted lamp displaying a red light or blue light visible under normal atmospheric conditions from a distance of five hundred feet to the front of such vehicle.

6. No person shall purchase an emergency light as described in this section without furnishing the seller of such light an affidavit stating that the light will be used exclusively for emergency vehicle purposes.

7. Violation of this section shall be deemed a class A misdemeanor.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 11

Amend Senate Substitute for Senate Bill No. 1298, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

“292.606. 1. Fees shall be collected for a period of six years from August 28, [2018] **2024**.

2. (1) Any employer required to report under subsection 1 of section 292.605, except local governments and family-owned farm operations, shall submit an annual fee to the commission of one hundred dollars along with the Tier II form. Owners or operators of petroleum retail facilities shall pay a fee of no more than fifty dollars for each such facility. Any person, firm or corporation selling, delivering or transporting petroleum or petroleum products and whose primary business deals with petroleum products or who is covered by the provisions of chapter 323, if such person, firm or corporation is paying fees under the provisions of the federal hazardous materials transportation registration and fee assessment program, shall deduct such federal fees from those fees owed to the state under the provisions of this subsection. If the federal fees exceed or are equal to what would otherwise be owed under this subsection, such employer shall not be liable for state fees under this subsection. In relation to petroleum products “primary business” shall mean that the person, firm or corporation shall earn more than fifty percent of hazardous chemical revenues from the sale, delivery or transport of petroleum products. For the purpose of calculating fees, all grades of gasoline are considered to be one product, all grades of heating oils, diesel fuels, kerosenes, naphthas, aviation turbine fuel, and all other heavy distillate products except for grades

of gasoline are considered to be one product, and all varieties of motor lubricating oil are considered to be one product. For the purposes of this section “facility” shall mean all buildings, equipment, structures and other stationary items that are located on a single site or on contiguous or adjacent sites and which are owned or operated by the same person. If more than three hazardous substances or mixtures are reported on the Tier II form, the employer shall submit an additional twenty-dollar fee for each hazardous substance or mixture. Fees collected under this subdivision shall be for each hazardous chemical on hand at any one time in excess of ten thousand pounds or for extremely hazardous substances on hand at any one time in excess of five hundred pounds or the threshold planning quantity, whichever is less, or for explosives or blasting agents on hand at any one time in excess of one hundred pounds. However, no employer shall pay more than ten thousand dollars per year in fees. Moneys acquired through litigation and any administrative fees paid pursuant to subsection 3 of this section shall not be applied toward this cap.

(2) Employers engaged in transporting hazardous materials by pipeline except local gas distribution companies regulated by the Missouri public service commission shall pay to the commission a fee of two hundred fifty dollars for each county in which they operate.

(3) Payment of fees is due each year by March first. A late fee of ten percent of the total owed, plus one percent per month of the total, may be assessed by the commission.

(4) If, on March first of each year, fees collected under this section and natural resources damages made available pursuant to section 640.235 exceed one million dollars, any excess over one million dollars shall be proportionately credited to fees payable in the succeeding year by each employer who was required to pay a fee and who did pay a fee in the year in which the excess occurred. The limit of one million dollars contained herein shall be reviewed by the commission concurrent with the review of fees as required in subsection 1 of this section.

3. Beginning January 1, 2013, any employer filing its Tier II form pursuant to subsection 1 of section 292.605 may request that the commission distribute that employer’s Tier II report to the local emergency planning committees and fire departments listed in its Tier II report. Any employer opting to have the commission distribute its Tier II report shall pay an additional fee of ten dollars for each facility listed in the report at the time of filing to recoup the commission’s distribution costs. Fees shall be deposited in the chemical emergency preparedness fund established under section 292.607. An employer who pays the additional fee and whose Tier II report includes all local emergency planning committees and fire departments required to be notified under subsection 1 of section 292.605 shall satisfy the reporting requirements of subsection 1 of section 292.605. The commission shall develop a mechanism for an employer to exercise its option to have the commission distribute its Tier II report.

4. Local emergency planning committees receiving funds under section 292.604 shall coordinate with the commission and the department in chemical emergency planning, training, preparedness, and response activities. Local emergency planning committees receiving funds under this section, section 260.394, sections 292.602, 292.604, 292.605, 292.615 and section 640.235 shall provide to the commission an annual report of expenditures and activities.

5. Fees collected by the department and all funds provided to local emergency planning committees shall be used for chemical emergency preparedness purposes as outlined in sections 292.600 to 292.625 and the federal act, including contingency planning for chemical releases; exercising, evaluating, and distributing plans, providing training related to chemical emergency preparedness and prevention of

chemical accidents; identifying facilities required to report; processing the information submitted by facilities and making it available to the public; receiving and handling emergency notifications of chemical releases; operating a local emergency planning committee; and providing public notice of chemical preparedness activities. Local emergency planning committees receiving funds under this section may combine such funds with other local emergency planning committees to further the purposes of sections 292.600 to 292.625, or the federal act.

6. The commission shall establish criteria and guidance on how funds received by local emergency planning committees may be used.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2009** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2009**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended, for **SCS** for **HCS** for **HB 2010** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2010**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2011** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2011**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2012** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2012**.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SS** for **SCS** for **HCS** for **HB 2015**, having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bill would be signed by the President Pro Tem to the end that it may become law. No objections being made, the bill was so read by the Secretary and signed by the President Pro Tem.

REFERRALS

President Pro Tem Rowden referred **HCS** for **HJR**s **86**, **72**, and **119** to the Committee on Fiscal Oversight.

On motion of Senator Rowden, the Senate adjourned until 2:00 p.m., Monday, May 13, 2024.

SENATE CALENDAR

SIXTY-FOURTH DAY—MONDAY, MAY 13, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
 HB 1750-Haffner
 HB 2075-Coleman

HB 2650-Haley
 HCS#2 for HB 1936
 HB 2571-McGaugh

SENATE BILLS FOR PERFECTION

1. SB 844-Bernskoetter
 2. SB 768-Thompson Rehder, with SCS
 3. SB 1266-Luetkemeyer, with SCS
 4. SB 1379-Arthur
 5. SB 1362-Crawford
 6. SB 1155-Mosley
 7. SB 1326-McCreery
 8. SB 1277-Black
 9. SB 884-Roberts, with SCS
 10. SB 1393-O'Laughlin
 11. SB 907-Carter
 12. SB 869-Moon, et al
 13. SB 1029-Moon
 14. SB 753-Brown (16)
 15. SB 826-Koenig

16. SB 789-Razer
 17. SB 829-Rowden, with SCS
 18. SB 969-Washington
 19. SB 1099-Washington
 20. SB 1468-Luetkemeyer, with SCS
 21. SB 1200-Trent, with SCS
 22. SB 1070-McCreery, with SCS
 23. SB 817-Brown (26)
 24. SB 1340-Bernskoetter
 25. SB 819-Brown (26), with SCS
 26. SB 812-Coleman
 27. SB 1001-Koenig
 28. SB 946-Thompson Rehder
 29. SB 1374-Gannon
 30. SB 1260-Gannon

HOUSE BILLS ON THIRD READING

1. HCS for HB 1746, with SCS (Cierpiot)
 (In Fiscal Oversight)
 2. HCS for HBs 2626 & 1918 (Black)
 (In Fiscal Oversight)
 3. HB 1960-Riley (Fitzwater)
 (In Fiscal Oversight)
 4. HB 2430-McGill (Schroer)
 (In Fiscal Oversight)
 5. HB 2082-Gregory (Crawford)
 6. HB 2142-Baker (Eslinger)
 (In Fiscal Oversight)
 7. HCS for HBs 2628 & 2603, with SCS (Schroer)
 8. HCS for HB 2065 (Hough)

9. HB 1516-Murphy (Trent)
 (In Fiscal Oversight)
 10. HCS for HB 1481, with SCS (Schroer)
 (In Fiscal Oversight)
 11. HCS for HB 2431, with SCS (Black)
 12. HCS HBs 2432, 2482 & 2543 (Luetkemeyer)
 13. HCS for HBs 2322 & 1774 (Trent)
 14. HCS for HB 1775, with SCS (Crawford)
 (In Fiscal Oversight)
 15. HCS for HB 2688 (Thompson Rehder)
 16. HCS for HBs 1818 & 2345 (Thompson Rehder)
 17. HCS for HBs 1948, 2066, 1721 &
 2276, with SCS (Brown (16))

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|---|--|
| 18. HCS for HB 2413 (Gannon) | 23. HB 2084-Banderman, with SCS (Brown (26)) |
| 19. HB 2170-Gregory, with SCS (Trent)
(In Fiscal Oversight) | 24. HCS for HB 2763 |
| 20. HCS for HB 2064 &
HCS#2 for HB 1886, with SCS
(Luetkemeyer) (In Fiscal Oversight) | 25. HCS for HB 2153, with SCS (Bean)
(In Fiscal Oversight) |
| 21. HCS for HJRs 68 & 79 (Cierpiot)
(In Fiscal Oversight) | 26. HJR 132-Hausman (Fitzwater)
(In Fiscal Oversight) |
| 22. HCS for HB 1564, with SCS (Gannon)
(In Fiscal Oversight) | 27. HCS for HB 2797, with SCS (Fitzwater)
(In Fiscal Oversight) |
| | 28. HCS for HJRs 86, 72 & 119 (Trent)
(In Fiscal Oversight) |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 845-Bernskoetter |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) | SB 848-Hough |
| SB 742-Arthur, with SS (pending) | SB 850-Brown (16) |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | SB 876-Bean, with SCS & SS for SCS (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 903-Schroer |
| SB 757-O'Laughlin, with SCS | SB 936-Bernskoetter, with SCS &
SS for SCS (pending) |
| SB 772-Gannon | SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 1036-Razer and Rizzo, with SCS |
| SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending) | SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending) |
| SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending) | SB 1199-Trent |
| SB 801-Fitzwater, with SCS | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending) | SB 1375-Eslinger |
| SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 830-Rowden, with SS, SA 2 &
point of order (pending) | SB 1392-Trent |
| | SB 1422-Black, with SCS |

HOUSE BILLS ON THIRD READING

- | | |
|---|-------------------------------------|
| HB 1488-Shields (Arthur) | SS for HB 1713-Schnelting (Schroer) |
| HCS for HB 1511 (Brown (26)) | (In Fiscal Oversight) |
| HCS for HB 1659, with SCS, SS for SCS &
SA 9, as amended (pending) (Luetkemeyer) | HCS for HB 2227 (Thompson Rehder) |

SENATE BILLS WITH HOUSE AMENDMENTS

- SS for SB 900-Black, with HCS, as amended

SS for SB 1298-Bean, with HA 1, HA 2,
HA 3, HA 4, HA 1 to HA 5, HA 5,
as amended, HA 1 to HA 6, HA 2 to HA 6,
HA 6, as amended, HA 1 to HA 7,
HA 2 to HA 7, HA 3 to HA 7, HA 5 to HA 7,
HA 7, as amended, HA 1 to HA 8,
HA 2 to HA 8, HA 3 to HA 8, HA 4 to HA 8,
HA 5 to HA 8, HA 8, as amended,
HA 1 to HA 9, HA 9, as amended, HA 10 &
HA 11

SS#4 for SCS for SJRs 74, 48, 59, 61 &
83-Coleman, et al, with HCS, as amended

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FOURTH DAY - MONDAY, MAY 13, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Stephen George offered the following prayer:

"Search me, O God, and know my heart; test me and know my thoughts. See if there is any wicked way in me, and lead me in the way everlasting." (Psalm 139:23-24 NRSV)

Almighty God, we pause before the start of this senate meeting to invite Your presence into this chamber. Just as King David prayed in Psalm 139, we ask You to search our hearts and know our thoughts. Lead us in the way everlasting, and grant us the wisdom to discern what is right and the courage to pursue it. May our actions this week reflect Your righteousness and bring honor to Your name. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

The Journals for Thursday, May 9, 2024, and Friday, May 10, 2024, were read and approved.

Photographers from Columbia Missourian, Gray TV, The Kansas City Star, KOMU-8, KRCG-TV, KSDK-TV, KWMU, Murray Center, and Nexstar Media Group were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day's proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Gannon	Hoskins	Hough	Koenig	Luetkemeyer	May
McCreery	Moon	Mosley	O'Laughlin	Rizzo	Roberts	Rowden
Schroer	Thompson Rehder	Trent	Washington	Williams—33		

Absent—Senators—None

Absent with leave—Senators—None

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Rowden offered Senate Resolution No. 1028, regarding the University of Missouri-Columbia Tigers football team, which was adopted.

Senators Schroer and Brown (26) offered Senate Resolution No. 1029, regarding Exit 11 Coffee, Saint Charles, which was adopted.

Senator Brown (26) offered Senate Resolution No. 1030, regarding Madeline H. Wilson, which was adopted.

Senator Brown (26) offered Senate Resolution No. 1031, regarding Raymond "Ray" Paul Cobb, Catawissa, which was adopted.

Senator Williams offered Senate Resolution No. 1032, regarding Daniel "Dan" Dean Billingsley, Bridgeton, which was adopted.

Senator Williams offered Senate Resolution No. 1033, regarding Johnnie Lee Gross, Northwoods, which was adopted.

Senator Gannon offered Senate Resolution No. 1034, regarding Michael "Mike" Allen Thompson, Festus, which was adopted.

Senator Gannon offered Senate Resolution No. 1035, regarding Arthur Alvin Frey, Festus, which was adopted.

Senator Gannon offered Senate Resolution No. 1036, regarding Carl Steven Donze, Bismark, which was adopted.

Senator Williams offered Senate Resolution No. 1037, regarding Rachel Boemer, St. Louis, which was adopted.

Senator Black offered Senate Resolution No. 1038, regarding Alice McKee, Maysville, which was adopted.

Senator Black offered Senate Resolution No. 1039, regarding April Heslinga, Maysville, which was adopted.

Senator Black offered Senate Resolution No. 1040, regarding Dr. Michele Thomason, St. Joseph, which was adopted.

Senator Black offered Senate Resolution No. 1041, regarding Donnie Rhoad, Maysville, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 1042, regarding the Blair Oaks High School Falcons archery team, Wardsville, which was adopted.

Senator Gannon offered Senate Resolution No. 1043, regarding Angelique N. Massa, Festus, which was adopted.

Senator Brown (16) offered Senate Resolution No. 1044, regarding Matt Fridley, Rolla, which was adopted.

Senator Bean offered Senate Resolution No. 1045, regarding Joyce Keathley, Ellsinore, which was adopted.

Senator Carter offered Senate Resolution No. 1046, regarding Brooklyn Meyer, Joplin, which was adopted.

Senator Bernskoetter offered Senate Resolution No. 1047, regarding the Seventieth Wedding Anniversary of June and W. Gary Spencer, Jefferson City, which was adopted.

PRIVILEGED MOTIONS

Senator Coleman moved that **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, with **HCS**, as amended, be taken up for 3rd reading and final passage, which motion prevailed.

HCS for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, entitled:

HOUSE COMMITTEE SUBSTITUTE FOR
SENATE SUBSTITUTE NO. 4 FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE JOINT RESOLUTION NOS. 74, 48, 59, 61 and 83

Joint Resolution submitting to the qualified voters of Missouri an amendment repealing Sections 2(b) and 3(c) of Article XII of the Constitution of Missouri, and adopting five new sections in lieu thereof relating to constitutional amendments.

Was taken up.

Senator Coleman moved that **HCS**, as amended, for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83** be adopted.

Senator Rizzo offered a substitute motion that the Senate refuse to concur in **HCS**, as amended, for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83** and request the House recede from its position, or failing to do so, grant the Senate a conference thereon and the conferees be allowed to exceed the differences.

Senator Bean assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Rowden assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Bean assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Hough assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Black assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Black assumed the Chair.

Senator Bean assumed the Chair.

Senator O’Laughlin assumed the Chair.

Senator Bean assumed the Chair.

Senator Schroer assumed the Chair.

Senator Crawford assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Cierpiot assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Crawford assumed the Chair.

Senator O’Laughlin assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Thompson Rehder assumed the Chair.

Senator Trent assumed the Chair.

Senator Carter assumed the Chair.

Senator Brown (16) assumed the Chair.

Senator Koenig assumed the Chair.

Senator Cierpiot assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Eigel assumed the Chair.

Senator Moon assumed the Chair.

Senator Bean assumed the Chair.

Senator Black assumed the Chair.

Senator Fitzwater assumed the Chair.

Senator Trent assumed the Chair.

Senator Schroer assumed the Chair.

Senator Rowden assumed the Chair.

Senator Luetkemeyer assumed the Chair.

Senator Black assumed the Chair.

Senator Bean assumed the Chair.

Senator Arthur assumed the Chair.

Senator Trent assumed the Chair.

Senator Rowden assumed the Chair.

Senator Bernskoetter assumed the Chair.

Senator Koenig assumed the Chair.

Senator Bean assumed the Chair.

Senator Rowden assumed the Chair.

At the request of Senator Coleman, the motion to adopt **HCS** for **SS No. 4** for **SCS** for **SJR**s 74, 48, 59, 61, and 83, as amended, was withdrawn, rendering the above substitute motion moot.

Senator Coleman moved that the Senate refuse to concur in **HCS**, as amended, for **SS No. 4** for **SCS** for **SJR**s 74, 48, 59, 61, and 83, and request the House recede from its position, or, failing to do so, grant the Senate a conference thereon. She requested a roll call vote be taken and was joined in her request by Senators Arthur, Beck, Eigel, and Rizzo.

The above privileged motion prevailed by the following vote:

YEAS—Senators

Arthur	Bean	Beck	Bernskoetter	Cierpiot	Coleman	Crawford
Eslinger	Hough	May	McCreery	Mosley	O'Laughlin	Rizzo
Roberts	Rowden	Washington	Williams—18			

NAYS—Senators

Black	Brattin	Brown (26th Dist.)	Carter	Eigel	Fitzwater	Hoskins
Koenig	Luetkemeyer	Moon	Schroer	Thompson Rehder	Trent—13	

Absent—Senator Brown (16th Dist.)—1

Absent with leave—Senator Gannon—1

Vacancies—1

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2013** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2013**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2017** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2017**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2018** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2018**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2019** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2019**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS** for **SCS** for **HCS** for **HB 2020** and has taken up and passed **SS** for **SCS** for **HCS** for **HB 2020**.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 1453**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **SS No. 2** for **SB 964**, entitled:

An Act to repeal section 9.344, RSMo, and to enact in lieu thereof fifty-two new sections relating to state designations.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 2 to House Amendment No. 3, House Amendment No. 3 to House Amendment No. 3, House Amendment No. 4 to House Amendment No. 3, House Amendment No. 3, as amended.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 5, Section 10.256, Line 4, by inserting after all of section and line the following:

“60.570. 1. The permanent headquarters of the land survey program shall be at or near to the principal office of the Missouri state geological survey. Until such time as other headquarters can be obtained by the land survey program, the state geologist shall provide such space in the state geological survey building as may be available. No department shall charge any fee over or above the amount paid to the office of administration for utilization of the building. The land survey program may also establish and maintain regional offices in the metropolitan areas of the state for the storage and distribution of local survey record information.

2. The building that occupies the permanent headquarters of the land survey program [may] **shall** be renamed and referred to as the “Robert E. **(Bob)** Myers Building” **with an appropriate plaque placed on the outside of the building at the main entrance. The plaque shall be provided by the Missouri Society of Professional Surveyors with installation to be paid by the state.**”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 8, Section 227.856, Line 4, by inserting after all of said section and line the following:

“227.857. The portion of Interstate 49 from U.S. Highway 71 continuing south to the Arkansas/Missouri state line in McDonald County shall be designated the “Deputy Marshal David Thurman Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by the department of transportation.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 1, Line 1, by inserting after said line the following:

“Page 9, Section 227.870, Line 5, by inserting after all of said section and line the following:

“227.873. The portion of State Highway 32 from State Highway 123 continuing east to 65th road in Polk County shall be designated the “US Navy ENS Paul C Phifer Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by the department of transportation.”; and

Further amend said bill,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 1, Line 4, by deleting said line and inserting in lieu thereof the following:

““227.869. The portion of Missouri Highway 19 from County Road 5090 continuing south to State Route B/State Route K junction in Dent County shall be designated the “Dillard Family Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.

Section 1. The portion of U.S. Highway 65 from Battlefield Road continuing south to”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 1, Line 1, by inserting after the number “964,” the following:

“Page 8, Section 227.861, Line 5, by inserting after all of said section and line the following:

“227.862. The portion of U.S. Highway 24 from Davis Road continuing east to Ferguson Spring Road in Jackson County shall be designated the “WWII Robert Earl Sauls Memorial Highway”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by private donations.”; and

Further amend said bill,”; and

Further amend said amendment and page, Line 8, by deleting said line and inserting in lieu thereof the following:

“transportation.

Section 2. The portion of Interstate 70 from State Highway 131 continuing east to State Highway O/M in Lafayette County shall be designated as “Officer Cody Allen Memorial Highway”. The department of transportation shall erect and maintenance appropriate signs designating such highway with the costs to be paid by the department.”; and”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 1, Line 1, by inserting after the number “964,” the following:

“Page 8, Section 227.865, Line 4, by inserting after all of said section and line the following:

“227.866. The bridge on State Highway 17 south of the City of Summersville crossing over Spring Valley Creek in Texas County shall be designated the “POW/MIA Theodore Padberg Memorial Bridge”. The department of transportation shall erect and maintain appropriate signs designating such highway, with the costs to be paid by the department of transportation.”; and

Further amend said bill,”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute No. 2 for Senate Substitute No. 2 for Senate Bill No. 964, Page 10, Section 620.471, Line 36, by inserting after all of said section and line the following:

“Section 1. The portion of U.S. Highway 65 from Battlefield Road continuing south to U.S. Highway 60/James River Freeway in Greene County shall be designated as “SSG Ronald C. Blystone Memorial Highway”. The department of transportation shall erect and maintain

appropriate signs designating such highway, with the costs to be paid by the department of transportation.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS** for **SS** for **SB 898**, entitled:

An Act to repeal sections 70.605, 70.630, 70.655, 70.680, 70.690, 70.745, 70.746, 70.747, 86.200, 87.140, 87.145, 87.155, 87.260, 87.350, 105.688, 143.124, 169.070, 169.560, and 169.660, RSMo, and to enact in lieu thereof twenty-one new sections relating to pensions.

With House Amendment No. 1 and House Amendment No. 2.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 898, Page 38, Section 169.560, Line 68, by inserting after all of the said section and line the following:

“169.596. 1. Notwithstanding any other provision of this chapter to the contrary, a retired certificated teacher receiving a retirement benefit from the retirement system established pursuant to sections 169.010 to 169.141 may, without losing his or her retirement benefit, teach full time for up to four years for a school district covered by such retirement system; provided that the school district has a shortage of certified teachers, as determined by the school district, and provided that no such retired certificated teacher shall be employed as a superintendent. The total number of such retired certificated teachers shall not exceed, at any one time, the greater of one percent of the total certificated teachers and noncertificated staff for that school district, or five certificated teachers.

2. Notwithstanding any other provision of this chapter to the contrary, a person receiving a retirement benefit from the retirement system established pursuant to sections 169.600 to 169.715 may, without losing his or her retirement benefit, be employed full time for up to four years for a school district covered by such retirement system; provided that the school district has a shortage of noncertificated employees, as determined by the school district. The total number of such retired noncertificated employees shall not exceed, at any one time, the [lesser of ten] **the greater of one** percent of the total **certificated teachers and** noncertificated staff for that school district, or five employees.

3. The employer's contribution rate shall be paid by the hiring school district.

4. In order to hire teachers and noncertificated employees pursuant to the provisions of this section, the school district shall:

(1) Show a good faith effort to fill positions with nonretired certificated teachers or nonretired noncertificated employees;

(2) Post the vacancy for at least one month;

- (3) Have not offered early retirement incentives for either of the previous two years;
- (4) Solicit applications through the local newspaper, other media, or teacher education programs;
- (5) Determine there is an insufficient number of eligible applicants for the advertised position; and
- (6) Declare a critical shortage of certificated teachers or noncertificated employees that is active for one year.

5. Any person hired pursuant to this section shall be included in the State Directory of New Hires for purposes of income and eligibility verification pursuant to 42 U.S.C. Section 1320b-7.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Bill No. 898, Page 1, Section A, Line 6, by inserting after all of said section and line the following:

“1.2020. 1. This section shall be known and may be cited as the “Foreign Adversary Divestment Act”.

2. As used in this section, the following terms shall mean:

(1) “Official government capacity”, any role, elected or appointed, in a government or its subsidiaries;

(2) “Prohibited company”, a company appearing on the sanctions list of the Office of Foreign Assets Control;

(3) “State-managed fund”, any short- or long-term investment structure that is state managed, state run, state controlled, or otherwise overseen by the state of Missouri, a state agency, or any political subdivision of this state, including any agency controlled by such political subdivision, over or in which the state or political subdivision has primary discretion or vested interest. “State-managed fund” shall include, but not be limited to public pension funds, public retirement funds, or other state-sponsored funds that are sponsored, maintained, or contributed to or required to be contributed to by the state of Missouri or any of its political subdivisions.

3. All state-managed funds shall be prohibited from holding investments in any prohibited company.

4. (1) All state-managed funds are required to begin divestment of any holdings prohibited in subsection 3 of this section, with total divestment achieved three years after the effective date of this section.

(2) For purposes of this section, “total divestment” shall mean reducing the value of prohibited investments to no more than five-hundredths of a percent of the market value of all assets under management by a state-managed fund.

5. No later than one year after the effective date of this section, the state treasurer shall identify all prohibited companies and include those companies in a list of restricted companies to be distributed to each state-managed fund. In compiling the list, the state treasurer shall, at a minimum:

(1) Review and rely on publicly available information regarding all prohibited companies, including information provided by nonprofit organizations, research firms, and government entities;

(2) Contact asset managers and fund managers contracted by a state-managed fund that invests in all prohibited companies;

(3) Contact other institutional investors that have divested from or engaged with all prohibited companies; and

(4) Retain an independent research firm to identify all prohibited companies.

6. Nothing in this section shall be construed to inhibit, conflict, impede, or otherwise interfere with any required financial safeguards, fiduciary requirements, or other sound investment criteria to which any state-managed fund is subject.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS No. 2** for **SS** for **SCS** for **SB 835**, entitled:

An Act to repeal sections 67.2800, 67.2810, 67.2815, 67.2817, 67.2830, 67.2840, 95.280, 95.285, 95.355, 130.011, 130.021, 130.031, 130.036, 130.041, 143.121, 214.330, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 362.245, 362.1010, 362.1015, 362.1030, 362.1035, 362.1040, 362.1055, 362.1060, 362.1085, 362.1090, 362.1095, 362.1100, 362.1105, 362.1110, 362.1115, 362.1116, 362.1117, 376.1345, 379.1640, 381.410, 408.035, 408.140, 415.415, 442.210, 456.950, 469.401, 469.402, 469.403, 469.405, 469.409, 469.411, 469.413, 469.415, 469.417, 469.419, 469.421, 469.423, 469.425, 469.427, 469.429, 469.431, 469.432, 469.433, 469.435, 469.437, 469.439, 469.441, 469.443, 469.445, 469.447, 469.449, 469.451, 469.453, 469.455, 469.457, 469.459, 469.461, 469.463, 469.465, and 469.467, RSMo, and to enact in lieu thereof one hundred thirty-three new sections relating to financial transactions, with penalty provisions.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 3 and House Amendment No. 4.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Pages 11-12, Section 110.075, Lines 1-40, by deleting said section and lines from the bill; and

Further amend said bill, Page 39, Section 143.121, Lines 246, 250, 254, 256, and 257, by inserting immediately after each instance of the word “**debt**” the word “**obligation**”; and

Further amend said bill, Page 43, Section 361.900, Lines 1-2, by deleting said section and lines from the bill; and

Further amend said bill, Pages 43-44, Section 361.903, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill, Pages 44-48, Section 361.906, Lines 1-154, by deleting said section and lines from the bill; and

Further amend said bill, Pages 48-50, Section 361.909, Lines 1-66, by deleting said section and lines from the bill; and

Further amend said bill, Page 50, Section 361.912, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill, Pages 50-51, Section 361.915, Lines 1-31, by deleting said section and lines from the bill; and

Further amend said bill, Page 51, Section 361.918, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Pages 51-52, Section 361.921, Lines 1-28, by deleting said section and lines from the bill; and

Further amend said bill, Page 52, Section 361.924, Lines 1-23, by deleting said section and lines from the bill; and

Further amend said bill, Pages 52-53, Section 361.927, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill, Page 53, Section 361.930, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill, Pages 53-54, Section 361.933, Lines 1-34, by deleting said section and lines from the bill; and

Further amend said bill, Pages 54-56, Section 361.936, Lines 1-73, by deleting said section and lines from the bill; and

Further amend said bill, Pages 56-57, Section 361.939, Lines 1-42, by deleting said section and lines from the bill; and

Further amend said bill, Pages 57-58, Section 361.942, Lines 1-53, by deleting said section and lines from the bill; and

Further amend said bill, Pages 58-59, Section 361.945, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Page 59, Section 361.948, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill, Pages 59-62, Section 361.951, Lines 1-120, by deleting said section and lines from the bill; and

Further amend said bill, Pages 62-63, Section 361.954, Lines 1-26, by deleting said section and lines from the bill; and

Further amend said bill, Page 63, Section 361.957, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Pages 63-64, Section 361.960, Lines 1-13, by deleting said section and lines from the bill; and

Further amend said bill, Page 64, Section 361.963, Lines 1-18, by deleting said section and lines from the bill; and

Further amend said bill, Pages 64-65, Section 361.966, Lines 1-19, by deleting said section and lines from the bill;

Further amend said bill, Page 65, Section 361.969, Lines 1-6, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.972, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Pages 66-67, Section 361.975, Lines 1-56, by deleting said section and lines from the bill; and

Further amend said bill, Page 67, Section 361.978, Lines 1-5, by deleting said section and lines from the bill; and

Further amend said bill, Pages 67-68, Section 361.981, Lines 1-17, by deleting said section and lines from the bill; and

Further amend said bill, Page 68, Section 361.984, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill, Pages 68-69, Section 361.987, Lines 1-25, by deleting said section and lines from the bill; and

Further amend said bill, Page 69, Section 361.990, Lines 1-29, by deleting said section and lines from the bill; and

Further amend said bill, Pages 69-70, Section 361.996, Lines 1-8, by deleting said section and lines from the bill and inserting in lieu thereof the following:

“361.996. 1. A licensee that provides payroll processing services shall:

(1) Issue reports to clients detailing client payroll obligations in advance of the payroll funds being deducted from an account; and

(2) Make available worker paystubs or an equivalent statement to workers.

2. Subsection 1 of this section shall not apply to a licensee providing payroll processing services if the licensee's client designates the intended recipients to the licensee and is responsible for providing the disclosures required by subdivision (2) of subsection 1 of this section.

3. A licensee may appoint an agent to provide payroll processing services for which the agent would otherwise need to be licensed, provided that:

(1) There is a written agreement between the licensee and the agent that directs the agent to provide payroll processing services on the licensee's behalf;

(2) The licensee holds the agent out to employees and other licensees as providing payroll processing services on the licensee's behalf; and

(3) The licensee's obligation to the payee, including an employee or any other party entitled to receive funds, from the payroll processing services provided by the agent shall not be extinguished if the agent fails to remit the funds to the proper recipient.

4. A person appointed as an agent of a payor for purposes of providing payroll processing services for which the agent would otherwise need to be licensed shall not need to be licensed, provided all of the following apply:

(1) There is a written agreement between the payor and the agent that directs the agent to provide payroll processing services on the payor's behalf;

(2) The payor holds the agent out to employees and other payees as providing payroll processing services on the payor's behalf; and

(3) The payor's obligation to a payee, including an employee or any other party entitled to receive funds via the payroll processing services provided by the agent, shall not be extinguished if the agent fails to remit the funds to the payee.”; and

Further amend said bill, Page 70, Section 361.999, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1002, Lines 1-13, by deleting said section and lines from the bill; and

Further amend said bill, Pages 70-71, Section 361.1005, Lines 1-38, by deleting said section and lines from the bill; and

Further amend said bill, Pages 71-74, Section 361.1008, Lines 1-116, by deleting said section and lines from the bill; and

Further amend said bill, Pages 74-75, Section 361.1011, Lines 1-26, by deleting said section and lines from the bill; and

Further amend said bill, Pages 75-76, Section 361.1014, Lines 1-23, by deleting said section and lines from the bill; and

Further amend said bill, Page 76, Section 361.1017, Lines 1-18, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1020, Lines 1-7, by deleting said section and lines from the bill; and

Further amend said bill, Page 77, Section 361.1023, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1026, Lines 1-5, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1029, Lines 1-15, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1032, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill, Pages 77-78, Section 361.1035, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill, Page 78, Section 362.245, Lines 1-29, by deleting said section and lines from the bill; and

Further amend said bill, Page 79, Section 362.1010, Lines 1-2, by deleting said section and lines from the bill; and

Further amend said bill, Pages 79-82, Section 362.1015, Lines 1-116, by deleting said section and lines from the bill; and

Further amend said bill, Pages 82-84, Section 362.1030, Lines 1-72, by deleting said section and lines from the bill; and

Further amend said bill, Page 84, Section 362.1035, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Pages 84-85, Section 362.1040, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Pages 85-86, Section 362.1055, Lines 1-37, by deleting said section and lines from the bill; and

Further amend said bill, Pages 86-87, Section 362.1060, Lines 1-30, by deleting said section and lines from the bill; and

Further amend said bill, Page 87, Section 362.1085, Lines 1-32, by deleting said section and lines from the bill; and

Further amend said bill, Pages 87-89, Section 362.1090, Lines 1-51, by deleting said section and lines from the bill; and

Further amend said bill, Page 89, Section 362.1095, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Pages 89-91, Section 362.1100, Lines 1-71, by deleting said section and lines from the bill; and

Further amend said bill, Pages 91-92, Section 362.1105, Lines 1-41, by deleting said section and lines from the bill; and

Further amend said bill, Pages 92-93, Section 362.1110, Lines 1-33, by deleting said section and lines from the bill; and

Further amend said bill, Pages 93-94, Section 362.1115, Lines 1-45, by deleting said section and lines from the bill; and

Further amend said bill, Page 94, Section 362.1116, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill, Pages 94-95, Section 362.1117, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill, Pages 95-96, Section 376.1345, Lines 1-48, by deleting said section and lines from the bill; and

Further amend said bill, Pages 96-99, Section 379.1640, Lines 1-118, by deleting said section and lines from the bill; and

Further amend said bill, Pages 104-111, Section 427.300, Lines 1-229, by deleting said section and lines from the bill; and

Further amend said bill, Pages 112-113, Section 456.950, Lines 1-64, by deleting said section and lines from the bill; and

Further amend said bill, Page 127, Section 469.415, Line 2, by deleting “subdivision [(4)] **(6)**” and inserting in lieu thereof the following: “[subdivision (4)] **subsection 6**”; and

Further amend said bill, Page 157, Section 95.280, Lines 1-31, by deleting said section and lines from the bill; and

Further amend said bill, Pages 157-158, Section 95.285, Lines 1-13, by deleting said section and lines from the bill; and

Further amend said bill, Page 158, Section 95.355, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.700, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.705, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill, Pages 158-159, Section 361.707, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Page 159, Section 361.711, Lines 1-32, by deleting said section and lines from the bill; and

Further amend said bill, Pages 159-160, Section 361.715, Lines 1-16, by deleting said section and lines from the bill; and

Further amend said bill, Page 160, Section 361.718, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.720, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.723, Lines 1-5, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.725, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.727, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 3, Section 30.267, Line 21, by inserting after all of said section and line the following:

“[50.815. 1. On or before June thirtieth of each year, the county commission of each county of the first, second, third, or fourth classification shall, with the assistance of the county clerk or other officer responsible for the preparation of the financial statement, prepare and publish in some newspaper of general circulation published in the county, as provided under section 493.050, a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

- (1) A summary of the receipts of each fund of the county for the year;
- (2) A summary of the disbursements and transfers of each fund of the county for the year;
- (3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;
- (4) A summary of delinquent taxes and other due bills for each fund of the county;
- (5) A summary of warrants of each fund of the county outstanding at the end of the year;

(6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county;

(7) A statement of the tax levies of each fund of the county for the year; and

(8) The name, office, and current gross annual salary of each elected or appointed county official.

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees except to comply with subdivision (8) of subsection 2 of this section, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other information which are not specifically required to be retained by the officer having initial charge thereof shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 of this section in the office of the county clerk. The county clerk or other officer responsible for the preparation of the financial statement shall preserve the same, shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data, and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his or her office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

We, _____?, _____?, and _____?, duly elected commissioners of the county commission of _____? County, Missouri, and I, _____? _____?, county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, 20_____, and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: the above report is incomplete because proper information was not available in the following records _____? which are in the keeping of the following officer or officers _____?.

Date _____?

_____?

_____?

_____?

Commissioners, County Commission

_____?

County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his or her bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the department of corrections for a term of not less than two years nor more than five years.]

50.815. 1. On or before [the first Monday in March] **June thirtieth** of each year, the county commission of each county of the first [class not having a charter form of government], **second, third, or fourth classification** shall, with the assistance of the county clerk **or other officer responsible for the preparation of the financial statement**, prepare and publish in some newspaper of general circulation published in the county, **as provided under section 493.050**, a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

- (1) A summary of the receipts of each fund of the county for the year;
- (2) A summary of the disbursements and transfers of each fund of the county for the year;
- (3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;
- (4) A summary of delinquent taxes and other due bills for each fund of the county;
- (5) A summary of warrants of each fund of the county outstanding at the end of the year;
- (6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county; [and]
- (7) A statement of the tax levies of each fund of the county for the year; **and**
- (8) The name, office, and current gross annual salary of each elected or appointed county official.**

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees **except to comply with subdivision (8) of subsection 2 of this section**, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other

information which are not specifically required to be retained by the officer having initial charge thereof [and which would be required to be included in or to construct a financial statement in the form prescribed for other counties by section 50.800] shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 **of this section** in the office of the county clerk[, and]. The county clerk **or other officer responsible for the preparation of the financial statement** shall preserve the same, **shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data**, and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his **or her** office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

We, _____, _____, and _____, duly elected commissioners of the county commission of _____ County, Missouri, and I, _____, county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, [19] **20**_____, and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: the above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers _____.

Date _____

Commissioners, County Commission

County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his **or her** bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the division of corrections for a term of not less than two years nor more than five years.

[6.The provisions of sections 50.800 and 50.810 do not apply to counties of the first class not having a charter form of government, except as provided in subsection 3 of this section.]

[50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement. The county commission shall pay the publisher upon the filing of proof of publication with the commission. After verification, the state auditor shall notify the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be placed in the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of July of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed.

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall provide the same to the county clerk of each county of the first, second, third, or fourth classification in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails, neglects, or refuses to comply with the provisions of this section or section 50.815, the county officer shall, in addition to other penalties provided by law, be liable on his or her official bond for dereliction of duty.]

50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. **As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement.** The county commission shall [not] pay the publisher [until] **upon the filing of proof of publication [is filed] with the commission [and]. After verification,** the state auditor [notifies]

shall notify the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be [pasted on] **placed in** the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of [April] **July** of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed. [Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable therefor on his official bond.]

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall [mail] **provide** the same to the county clerk of each county of the first [class not having a charter form of government], **second, third, or fourth classification** in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails, neglects, or refuses to comply with the provisions of this section or section 50.815 [he], **the county officer** shall, in addition to other penalties provided by law, be liable on his **or her** official bond for dereliction of duty.”; and

Further amend said bill, Page 11, Section 67.2840, Line 9, by inserting after all of said section and line the following:

“[105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) “Governing body”, the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) “Political subdivision”, any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial

statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any political subdivision that has gross revenues of less than five thousand dollars or that has not levied or collected taxes in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2023, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.]

105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as

the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any [transportation development district organized under sections 238.200 to 238.275 having] **political subdivision that has gross revenues of less than five thousand dollars or that has not levied or collected sales or use taxes** in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after August 28, 2024, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.”; and

Further amend said bill, Page 157, Section 469.487, Line 23, by inserting after all of said section and line the following:

“[50.800. 1. On or before the first Monday in March of each year, the county commission of each county of the second, third, or fourth class shall prepare and publish in some newspaper as provided for in section 493.050, if there is one, and if not by notices posted in at least ten places in the county, a detailed financial statement of the county for the year ending December thirty-first, preceding.

2. The statement shall show the bonded debt of the county, if any, kind of bonds, date of maturity, interest rate, rate of taxation levied for interest and sinking fund and authority for the levy, the total amount of interest and sinking fund that has been collected and interest and sinking fund on hand in cash.

3. The statement shall also show separately the total amount of the county and township school funds on hand and loaned out, the amount of penalties, fines, levies, utilities, forfeitures, and any other taxes collected and disbursed or expended during the year and turned into the permanent school fund, the name of each person who has a loan from the permanent school fund, whether county or township, the amount of the loan, date loan was made and date of maturity, description of the security for the loan, amount, if any, of delinquent interest on each loan.

4. The statement shall show the total valuation of the county for purposes of taxation, the highest rate of taxation the constitution permits the county commission to levy for purposes of county revenue, the rate levied by the county commission for the year covered by the statement, division of the rate levied among the several funds and total amount of delinquent taxes for all years as of December thirty-first.

5. The statement shall show receipts or revenues into each and every fund separately. Each fund shall show the beginning balance of each fund; each source of revenue; the total amount received from each source of revenue; the total amount available in each fund; the total amount of disbursements or expenditures from each fund and the ending balance of each fund as of December thirty-first. The total receipts or revenues for the year into all funds shall be shown in the recapitulation. In counties with the township form of government, each township shall be considered a fund pursuant to this subsection.

6. Total disbursements or expenditures shall be shown for warrants issued in each category contained in the forms developed or approved by the state auditor pursuant to section 50.745. Total amount of warrants, person or vendor to whom issued and purpose for which issued shall be shown except as herein provided. Under a separate heading in each fund the statements shall show what warrants are outstanding and unpaid for the lack of funds on that date with appropriate balance or overdraft in each fund as the case may be.

7. Warrants issued to pay for the service of election judges and clerks of elections shall be in the following form:

Names of judges and clerks of elections at \$_____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election services).

8. Warrants issued to pay for the service of jurors shall be in the following form:

Names of jurors at \$_____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election service).

9. Warrants to Internal Revenue Service for Social Security and withholding taxes shall be brought into one call.

10. Warrants to the director of revenue of Missouri for withholding taxes shall be brought into one call.

11. Warrants to the division of employment security shall be brought into one call.

12. Warrants to Missouri local government employees' retirement system or other retirement funds for each office shall be brought into one call.

13. Warrants for utilities such as gas, water, lights and power shall be brought into one call except that the total shall be shown for each vendor.

14. Warrants issued to each telephone company shall be brought into one call for each office in the following form:

(Name of Telephone Company for _____ office and total amount of warrants issued).

15. Warrants issued to the postmaster for postage shall be brought into one call for each office in the following form:

(Postmaster for _____ office and total amount of warrants issued).

16. Disbursements or expenditures by road districts shall show the warrants, if warrants have been issued in the same manner as provided for in subsection 5 of this section. If money has been disbursed or expended by overseers the financial statement shall show the total paid by the overseer to each person for the year, and the purpose of each payment. Receipts or revenues into the county distributive school fund shall be listed in detail, disbursements or expenditures shall be listed and the amount of each disbursement or expenditure. If any taxes have been levied by virtue of Section 12(a) of Article X of the Constitution of Missouri the financial statement shall contain the following:

By virtue and authority of the discretionary power conferred upon the county commissions of the several counties of this state to levy a tax of not to exceed 35 cents on the \$100 assessed valuation the county commission of _____ County did for the year covered by this report levy a tax rate of _____ cents on the \$100 assessed valuation which said tax amounted to \$ _____ and was disbursed or expended as follows:

The statement shall show how the money was disbursed or expended and if any part of the sum has not been accounted for in detail under some previous appropriate heading the portion not previously accounted for shall be shown in detail.

17. At the end of the statement the person designated by the county commission to prepare the financial statement herein required shall append the following certificate:

I, _____, the duly authorized agent appointed by the county commission of _____ County, state of Missouri, to prepare for publication the financial statement as required by section 50.800, RSMo, hereby certify that I have diligently checked the records of the county and that the above and foregoing is a complete and correct statement of every item of information required in section 50.800, RSMo, for the year ending December 31, _____, and especially have I checked every receipt from every source whatsoever and every disbursement or expenditure of every kind and to whom and for what each such disbursement or expenditure was made and that each receipt or revenue and disbursement or expenditure is accurately shown. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: The above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers. The person designated to prepare the financial statement shall give in detail any incomplete data called for by this section.

Date _____

Officer designated by county commission to prepare financial statement required by section 50.800, RSMo.

Or if no one has been designated said statement having been prepared by the county clerk, signature shall be in the following form:

Clerk of the county commission and ex officio officer designated to prepare financial statement required by section 50.800, RSMo.

18. Any person falsely certifying to any fact covered by the certificate is liable on his bond and upon conviction of falsely certifying to any fact covered by the certificate is guilty of a misdemeanor and punishable by a fine of not less than two hundred dollars or more than one thousand dollars or by imprisonment in the county jail for not less than thirty days nor more than six months or by both fine and imprisonment. Any person charged with the responsibility of preparing the financial report who willfully or knowingly makes a false report of any record, is, in addition to the penalty otherwise provided for in this law, deemed guilty of a felony and upon conviction shall be sentenced to the penitentiary for not less than two years nor more than five years.]

[50.810. 1. The statement shall be printed in not less than 8-point type, but not more than the smallest point type over 8-point type available and in the standard column width measure that will take the least space. The publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. The county commission shall not pay the publisher until proof of publication is filed with the commission and shall not pay the person designated to prepare the statement for the preparation of the copy for the statement until the state auditor notifies the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement that may be pasted on the record. The publisher shall itemize the cost of publishing said statement by column inch as properly chargeable to the several funds and shall submit such costs for payment to the county commission. The county commission shall pay out of each fund in the proportion that each item bears to the total cost of publishing said statement and shall issue warrants therefor; provided any part not properly chargeable to any specific fund shall be paid from the county general revenue fund.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any commissioner of any county commission until notice is received from the state auditor that the required proof of publication has been filed. Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable on his official bond therefor.

4. The state auditor shall prepare sample forms for financial statements and shall mail the same to the county clerks of the several counties in this state. If the county commission employs any person other than a bonded county officer to prepare the financial statement the county commission shall require such person to give bond with good and sufficient sureties in the penal sum of one thousand dollars for the faithful performance of his duty. If any county officer or other person employed to prepare the financial statement herein provided for shall fail, neglect, or refuse to, in any manner, comply with the provisions of this law he shall, in addition to other penalties herein provided, be liable on his official bond for dereliction of duty.]"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 3, Section 30.267, Line 21, by inserting after said section and line the following:

“34.700. 1. A public entity shall not:

(1) Accept a payment using central bank digital currency; or

(2) Participate in any test of central bank digital currency by any Federal Reserve branch.

2. For purposes of this section, the following terms mean:

(1) “Central bank digital currency”, has the same meaning as in section 400.1-201;

(2) “Public entity”, the state of Missouri or any political subdivision thereof, including all boards, commissions, agencies, institutions, authorities, and bodies politic and corporate of the state created by or in accordance with state law or regulations.”; and

Further amend said bill, Page 100, Section 381.410, Line 36, by inserting after said section and line the following:

“400.1-201. (a) Unless the context otherwise requires, words or phrases defined in this section, or in the additional definitions contained in other articles of this chapter that apply to particular articles or parts thereof, have the meanings stated.

(b) Subject to definitions contained in other articles of this chapter that apply to particular articles or parts thereof:

(1) “Action”, in the sense of a judicial proceeding, includes recoupment, counterclaim, set-off, suit in equity, and any other proceeding in which rights are determined.

(2) “Aggrieved party” means a party entitled to pursue a remedy.

(3) “Agreement”, as distinguished from “contract”, means the bargain of the parties in fact, as found in their language or inferred from other circumstances, including course of performance, course of dealing, or usage of trade as provided in section 400.1-303.

(4) “Bank” means a person engaged in the business of banking and includes a savings bank, savings and loan association, credit union, and trust company.

(5) “Bearer” means a person in possession of a negotiable instrument, document of title, or certificated security that is payable to bearer or indorsed in blank.

(6) “Bill of lading” means a document evidencing the receipt of goods for shipment issued by a person engaged in the business of transporting or forwarding goods.

(7) “Branch” includes a separately incorporated foreign branch of a bank.

(8) “Burden of establishing” a fact means the burden of persuading the trier of fact that the existence of the fact is more probable than its nonexistence.

(9) “Buyer in ordinary course of business” means a person that buys goods in good faith, without knowledge that the sale violates the rights of another person in the goods, and in the ordinary course from a person, other than a pawnbroker, in the business of selling goods of that kind. A person buys goods in the ordinary course if the sale to the person comports with the usual or customary practices in the kind of business in which the seller is engaged or with the seller's own usual or customary practices. A person that sells oil, gas, or other minerals at the wellhead or minehead is a person in the business of selling goods of that kind. A buyer in ordinary course of business may buy for cash, by exchange of other property, or on secured or unsecured credit, and may acquire goods or documents of title under a preexisting contract for sale. Only a buyer that takes possession of the goods or has a right to recover the goods from the seller under article 2 may be a buyer in ordinary course of business. “Buyer in ordinary course of business” does not include a person that acquires goods in a transfer in bulk or as security for or in total or partial satisfaction of a money debt.

(9A) “Central bank digital currency” means a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is made directly available to a consumer by such entities. The term includes a digital currency, a digital medium of exchange, or a digital monetary unit of account issued by the United States Federal Reserve System, a federal agency, a foreign government, a foreign central bank, or a foreign reserve system, that is processed or validated directly by such entities.

(10) “Conspicuous”, with reference to a term, means so written, displayed, or presented that, **based on the totality of the circumstances**, a reasonable person against which it is to operate ought to have noticed it. Whether a term is “conspicuous” or not is a decision for the court. [Conspicuous terms include the following:

(A) a heading in capitals equal to or greater in size than the surrounding text, or in contrasting type, font, or color to the surrounding text of the same or lesser size; and

(B) language in the body of a record or display in larger type than the surrounding text, or in contrasting type, font, or color to the surrounding text of the same size, or set off from surrounding text of the same size by symbols or other marks that call attention to the language.]

(11) “Consumer” means an individual who enters into a transaction primarily for personal, family, or household purposes.

(12) “Contract”, as distinguished from “agreement”, means the total legal obligation that results from the parties' agreement as determined by this chapter as supplemented by any other applicable laws.

(13) “Creditor” includes a general creditor, a secured creditor, a lien creditor, and any representative of creditors, including an assignee for the benefit of creditors, a trustee in bankruptcy, a receiver in equity, and an executor or administrator of an insolvent debtor's or assignor's estate.

(14) “Defendant” includes a person in the position of defendant in a counterclaim, cross-claim, or third-party claim.

(15) “Delivery”, with respect to an **electronic document of title, means voluntary transfer of control and, with respect to an instrument, a tangible document of title, or an authoritative tangible copy of a record evidencing** chattel paper, means voluntary transfer of possession.

(16) “Document of title” includes bill of lading, dock warrant, dock receipt, warehouse receipt or order for the delivery of goods, and also any other document which in the regular course of business or financing is treated as adequately evidencing that the person in possession of it is entitled to receive, hold, and dispose of the document and the goods it covers. To be a document of title, a document shall purport to be issued by or addressed to a bailee and purport to cover goods in the bailee's possession which are either identified or are fungible portions of an identified mass.

(16A) “Electronic” means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic, or similar capabilities.

(17) “Fault” means a default, breach, or wrongful act or omission.

(18) “Fungible goods” means:

(A) goods of which any unit, by nature or usage of trade, is the equivalent of any other like unit; or

(B) goods that by agreement are treated as equivalent.

(19) “Genuine” means free of forgery or counterfeiting.

(20) “Good faith”, except as otherwise provided in article 5, means honesty in fact and the observance of reasonable commercial standards of fair dealing.

(21) “Holder” means:

(A) the person in possession of a negotiable instrument that is payable either to bearer or to an identified person that is the person in possession; [or]

(B) the person in possession of a document of title if the goods are deliverable either to bearer or to the order of the person in possession; **or**

(C) the person in control, other than pursuant to Section 400.7-106(g), of a negotiable electronic document of title.

(22) “Insolvency proceeding” includes an assignment for the benefit of creditors or other proceeding intended to liquidate or rehabilitate the estate of the person involved.

(23) “Insolvent” means:

(A) having generally ceased to pay debts in the ordinary course of business other than as a result of bona fide dispute;

(B) being unable to pay debts as they become due; or

(C) being insolvent within the meaning of federal bankruptcy law.

(24) “Money” means a medium of exchange **that is** currently authorized or adopted by a domestic or foreign government. The term includes a monetary unit of account established by an intergovernmental

organization or by agreement between two or more countries. **The term does not include an electronic record that is a medium of exchange recorded and transferable in a system that existed and operated for the medium of exchange before the medium of exchange was authorized or adopted by the government. The term does not include a central bank digital currency.**

(25) “Organization” means a person other than an individual.

(26) “Party”, as distinguished from “third party”, means a person that has engaged in a transaction or made an agreement subject to this chapter.

(27) “Person” means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, agency, or instrumentality, [public corporation,] or any other legal or commercial entity. **The term includes a protected series, however denominated, of an entity if the protected series is established under law other than under this chapter that limits, or limits if conditions specified under the law are satisfied, the ability of a creditor of the entity or of any other protected series of the entity to satisfy a claim from assets of the protected series.**

(28) “Present value” means the amount as of a date certain of one or more sums payable in the future, discounted to the date certain by use of either an interest rate specified by the parties if that rate is not manifestly unreasonable at the time the transaction is entered into or, if an interest rate is not so specified, a commercially reasonable rate that takes into account the facts and circumstances at the time the transaction is entered into.

(29) “Purchase” means taking by sale, lease, discount, negotiation, mortgage, pledge, lien, security interest, issue or reissue, gift, or any other voluntary transaction creating an interest in property.

(30) “Purchaser” means a person that takes by purchase.

(31) “Record” means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form.

(32) “Remedy” means any remedial right to which an aggrieved party is entitled with or without resort to a tribunal.

(33) “Representative” means a person empowered to act for another, including an agent, an officer of a corporation or association, and a trustee, executor, or administrator of an estate.

(34) “Right” includes remedy.

(35) “Security interest” means an interest in personal property or fixtures which secures payment or performance of an obligation. “Security interest” includes any interest of a consignor and a buyer of accounts, chattel paper, a payment intangible, or a promissory note in a transaction that is subject to article 9. “Security interest” does not include the special property interest of a buyer of goods on identification of those goods to a contract for sale under section 400.2-401, but a buyer may also acquire a “security interest” by complying with article 9. Except as otherwise provided in section 400.2-505, the right of a seller or lessor of goods under article 2 or 2A to retain or acquire possession of the goods is not a “security interest”, but a seller or lessor may also acquire a “security interest” by complying with article 9. The retention or reservation of title by a seller of goods notwithstanding shipment or delivery to the buyer

under section 400.2-401 is limited in effect to a reservation of a “security interest”. Whether a transaction in the form of a lease creates a “security interest” is determined pursuant to section 400.1-203.

(36) “Send”, in connection with a [writing,] record[, or [notice] **notification**, means:

(A) to deposit in the mail [or], deliver for transmission, **or transmit** by any other usual means of communication, with postage or cost of transmission provided for [and properly addressed and, in the case of an instrument, to an address specified thereon or otherwise agreed, or if there be none], **addressed** to any address reasonable under the circumstances; or

(B) [in any other way to cause to be received any record or notice within the time it would have arrived if properly sent] **to cause the record or notification to be received within the time it would have been received if properly sent under subparagraph (A).**

(37) [“Signed” includes using any symbol executed or adopted with present intention to adopt or accept a writing] **“Sign” means with present intent to authenticate or adopt a record:**

(A) execute or adopt a tangible symbol; or

(B) attach to or logically associate with the record an electronic symbol, sound, or process.

“Signed”, “signing”, and “signature” have corresponding meanings.

(38) “State” means a State of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States.

(39) “Surety” includes a guarantor or other secondary obligor.

(40) “Term” means a portion of an agreement that relates to a particular matter.

(41) “Unauthorized signature” means a signature made without actual, implied, or apparent authority. The term includes a forgery.

(42) “Warehouse receipt” means a receipt issued by a person engaged in the business of storing goods for hire.

(43) “Writing” includes printing, typewriting, or any other intentional reduction to tangible form. “Written” has a corresponding meaning.

400.1-204. Except as otherwise provided in articles 3, 4, [and] 5, **and 12**, a person gives value for rights if the person acquires them:

(1) in return for a binding commitment to extend credit or for the extension of immediately available credit, whether or not drawn upon and whether or not a charge-back is provided for in the event of difficulties in collection;

(2) as security for, or in total or partial satisfaction of, a preexisting claim;

(3) by accepting delivery under a preexisting contract for purchase; or

(4) in return for any consideration sufficient to support a simple contract.

400.1-301. (a) Except as otherwise provided in this section, when a transaction bears a reasonable relation to this state and also to another state or nation the parties may agree that the law either of this state or of such other state or nation shall govern their rights and duties.

(b) In the absence of an agreement effective under subsection (a), and except as provided in subsection (c), this chapter applies to transactions bearing an appropriate relation to this state.

(c) If one of the following provisions of this chapter specifies the applicable law, that provision governs and a contrary agreement is effective only to the extent permitted by the law so specified:

- (1) section 400.2-402;
- (2) sections 400.2A-105 and 400.2A-106;
- (3) section 400.4-102;
- (4) section 400.4A-507;
- (5) section 400.5-116;
- (6) section 400.8-110;
- (7) sections 400.9-301 through 400.9-307;
- (8) section 400.12-107.**

400.1-306. A claim or right arising out of an alleged breach may be discharged in whole or in part without consideration by agreement of the aggrieved party in [an authenticated] **a signed** record.

400.2-102. **(1) Unless the context otherwise requires, [this article applies to transactions in goods; it does not apply to any transaction which although in the form of an unconditional contract to sell or present sale is intended to operate only as a security transaction nor does this article impair or repeal any statute regulating sales to consumers, farmers or other specified classes of buyers] and except as provided in subsection (3), this Article applies to transactions in goods and, in the case of a hybrid transaction, it applies to the extent provided in subsection (2).**

(2) In a hybrid transaction:

(a) If the sale-of-goods aspects do not predominate, only the provisions of this Article which relate primarily to the sale-of-goods aspects of the transaction apply, and the provisions that relate primarily to the transaction as a whole do not apply.

(b) If the sale-of-goods aspects predominate, this Article applies to the transaction but does not preclude application in appropriate circumstances of other law to aspects of the transaction which do not relate to the sale of goods.

(3) This Article does not:

(a) Apply to a transaction that, even though in the form of an unconditional contract to sell or present sale, operates only to create a security interest; or

(b) Impair or repeal a statute regulating sales to consumers, farmers, or other specified classes of buyers.

400.2-106. (1) In this article unless the context otherwise requires “contract” and “agreement” are limited to those relating to the present or future sale of goods. “Contract for sale” includes both a present sale of goods and a contract to sell goods at a future time. A “sale” consists in the passing of title from the seller to the buyer for a price (section 400.2-401). A “present” means a sale which is accomplished by the making of the contract.

(2) Goods or conduct including any part of a performance are “conforming” or conform to the contract when they are in accordance with the obligations under the contract.

(3) “Termination” occurs when either party pursuant to a power created by agreement or law puts an end to the contract otherwise than for its breach. On “termination” all obligations which are still executory on both sides are discharged but any right based on prior breach or performance survives.

(4) “Cancellation” occurs when either party puts an end to the contract for breach by the other and its effect is the same as that of “termination” except that the cancelling party also retains any remedy for breach of the whole contract or any unperformed balance.

(5) “Hybrid transaction” means a single transaction involving a sale of goods and:

(a) the provision of services;

(b) a lease of other goods; or

(c) a sale, lease, or license of property other than goods.

400.2-201. (1) Except as otherwise provided in this section a contract for the sale of goods for the price of five hundred dollars or more is not enforceable by way of action or defense unless there is [some writing] **a record** sufficient to indicate that a contract for sale has been made between the parties and signed by the party against whom enforcement is sought or by [his] **the party's** authorized agent or broker. A [writing] **record** is not insufficient because it omits or incorrectly states a term agreed upon but the contract is not enforceable under this [paragraph] **subsection** beyond the quantity of goods shown in [such writing] **the record**.

(2) Between merchants if within a reasonable time a [writing] **record** in confirmation of the contract and sufficient against the sender is received and the party receiving it has reason to know its contents, it satisfies the requirements of subsection (1) against [such] **the party** unless [written] notice **in a record** of objection to its contents is given within ten days after it is received.

(3) A contract which does not satisfy the requirements of subsection (1) but which is valid in other respects is enforceable

(a) if the goods are to be specially manufactured for the buyer and are not suitable for sale to others in the ordinary course of the seller's business and the seller, before notice of repudiation is received and under circumstances which reasonably indicate that the goods are for the buyer, has made either a substantial beginning of their manufacture or commitments for their procurement; or

(b) if the party against whom enforcement is sought admits in his pleading, testimony or otherwise in court that a contract for sale was made but the contract is not enforceable under this provision beyond the quantity of goods admitted; or

(c) with respect to goods for which payment has been made and accepted or which have been received and accepted (section 400.2-606).

400.2-202. Terms with respect to which the confirmatory memoranda of the parties agree or which are otherwise set forth in a [writing] **record** intended by the parties as a final expression of their agreement with respect to such terms as are included therein may not be contradicted by evidence of any prior agreement or of a contemporaneous oral agreement but may be explained or supplemented

(a) by course of dealing or usage of trade (section 400.1-205) or by course of performance (section 400.2-208); and

(b) by evidence of consistent additional terms unless the court finds the [writing] **record** to have been intended also as a complete and exclusive statement of the terms of the agreement.

400.2-203. The affixing of a seal to a [writing] **record** evidencing a contract for sale or an offer to buy or sell goods does not constitute the [writing] **record** a sealed instrument and the law with respect to sealed instruments does not apply to such a contract or offer.

400.2-205. An offer by a merchant to buy or sell goods in a signed [writing] **record** which by its terms gives assurance that it will be held open is not revocable, for lack of consideration, during the time stated or if no time is stated for a reasonable time, but in no event may such period of irrevocability exceed three months; but any such term of assurance on a form supplied by the offeree must be separately signed by the offeror.

400.2-209. (1) An agreement modifying a contract within this article needs no consideration to be binding.

(2) A signed agreement which excludes modification or rescission except by a signed writing **or other signed record** cannot be otherwise modified or rescinded, but except as between merchants such a requirement on a form supplied by the merchant must be separately signed by the other party.

(3) The requirements of the statute of frauds section of this article (section 400.2-201) must be satisfied if the contract as modified is within its provisions.

(4) Although an attempt at modification or rescission does not satisfy the requirements of subsection (2) or (3) it can operate as a waiver.

(5) A party who has made a waiver affecting an executory portion of the contract may retract the waiver by reasonable notification received by the other party that strict performance will be required of any term waived, unless the retraction would be unjust in view of a material change of position in reliance on the waiver.

400.2A-102 (1) This Article applies to any transaction, regardless of form, that creates a lease **and, in the case of a hybrid lease, it applies to the extent provided in subsection (2).**

(2) In a hybrid lease:

(a) If the lease-of-goods aspects do not predominate:

(i) Only the provisions of this Article which relate primarily to the lease-of-goods aspects of the transaction apply, and the provisions that relate primarily to the transaction as a whole do not apply;

(ii) Section 400.2A-209 applies if the lease is a finance lease; and

(iii) Section 400.2A-407 applies to the promises of the lessee in a finance lease to the extent the promises are consideration for the right to possession and use of the leased goods; and

(b) If the lease-of-goods aspects predominate, this Article applies to the transaction, but does not preclude application in appropriate circumstances of other law to aspects of the lease which do not relate to the lease of goods.

400.2A-103 (1) In this article unless the context otherwise requires:

(a) “Buyer in ordinary course of business” means a person who in good faith and without knowledge that the sale to him or her is in violation of the ownership rights or security interest or leasehold interest of a third party in the goods buys in ordinary course from a person in the business of selling goods of that kind but does not include a pawnbroker. “Buying” may be for cash or by exchange of other property or on secured or unsecured credit and includes receiving goods or documents of title under a preexisting contract for sale but does not include a transfer in bulk or as security for or in total or partial satisfaction of a money debt.

(b) “Cancellation” occurs when either party puts an end to the lease contract for default by the other party.

(c) “Commercial unit” means such a unit of goods as by commercial usage is a single whole for purposes of lease and division of which materially impairs its character or value on the market or in use. A commercial unit may be a single article, as a machine, or a set of articles, as a suite of furniture or a line of machinery, or a quantity, as a gross or carload, or any other unit treated in use or in the relevant market as a single whole.

(d) “Conforming” goods or performance under a lease contract means goods or performance that are in accordance with the obligations under the lease contract.

(e) “Consumer lease” means a lease that a lessor regularly engaged in the business of leasing or selling makes to a lessee who is an individual and who takes under the lease primarily for a personal, family, or household purpose, if the total payments to be made under the lease contract, excluding payments for option to renew or buy, do not exceed fifty thousand dollars.

(f) “Fault” means wrongful act, omission, breach, or default.

(g) “Finance lease” means a lease with respect to which:

(i) the lessor does not select, manufacture, or supply the goods;

(ii) the lessor acquires the goods or the right to possession and use of the goods in connection with the lease; and

(iii) one of the following occurs:

(A) the lessee receives a copy of the contract by which the lessor acquired the goods or the right to possession and use of the goods before signing the lease contract;

(B) the lessee's approval of the contract by which the lessor acquired the goods or the right to possession and use of the goods is a condition to effectiveness of the lease contract;

(C) the lessor (aa) informs the lessee in writing of the identity of the supplier, unless the lessee has selected the supplier and directed the lessor to purchase the goods from the supplier, (bb) informs the lessee in writing that the lessee may have rights under the contract evidencing the lessor's purchase of the goods, and (cc) advised the lessee in writing to contact the supplier for a description of any such rights, or

(D) the lease contract discloses all warranties and other rights provided to the lessee by the lessor and supplier in connection with the lease contract and informs the lessee that there are no warranties or other rights provided to the lessee by the lessor and supplier other than those disclosed in the lease contract.

(h) "Goods" means all things that are movable at the time of identification to the lease contract, or are fixtures as defined in Section 400.2A-309, but the term does not include money, documents, instruments, accounts, chattel paper, general intangibles, or minerals or the like, including oil and gas, before extraction. The term also includes the unborn young of animals.

(h.1) "Hybrid lease" means a single transaction involving a lease of goods and:

(i) the provision of services;

(ii) a sale of other goods; or

(iii) a sale, lease, or license of property other than goods.

(i) "Installment lease contract" means a lease contract that authorizes or requires the delivery of goods in separate lots to be separately accepted, even though the lease contract contains a clause "each delivery is a separate lease" or its equivalent.

(j) "Lease" means a transfer of the right to possession and use of goods for a term in return for consideration, but a sale, including a sale on approval or a sale or return, or retention or creation of a security interest is not a lease. Unless the context clearly indicates otherwise, the term includes a sublease.

(k) "Lease agreement" means the bargain, with respect to the lease, of the lessor and the lessee in fact as found in their language or by implication from other circumstances including course of dealing or usage of trade or course of performance as provided in this Article. Unless the context clearly indicates otherwise, the term includes a sublease agreement.

(l) "Lease contract" means the total legal obligation that results from the lease agreement as affected by this Article and any other applicable rules of law. Unless the context clearly indicates otherwise, the term includes a sublease contract.

(m) "Leasehold interest" means the interest of the lessor or the lessee under a lease contract.

(n) "Lessee" means a person who acquires the right to possession and use of goods under a lease. Unless the context clearly indicates otherwise, the term includes a sublessee.

“Construction mortgage”. Section 400.2A-309(1)(d).

“Encumbrance”. Section 400.2A-309(1)(e).

“Fixtures”. Section 400.2A-309(1)(a).

“Fixture filing”. Section 400.2A-309(1)(b).

“Purchase money lease”. Section 400.2A-309(1)(c).

(3) The following definitions in other articles apply to this article:

“Account”. Section 400.9-102(a)(2).

“Between merchants”. Section 400.2-104(3).

“Buyer”. Section 400.2-103(1)(a).

“Chattel paper”. Section 400.9-102(a)(10).

“Consumer goods”. Section 400.9-102(a)(22).

“Document”. Section 400.9-102(a)(29).

“Entrusting”. Section 400.2-403(3).

“General intangible”. Section 400.9-102(a)(41).

“Good faith”. Section 400.2-103(1)(b).

“Instrument”. Section 400.9-102(a)(46).

“Merchant”. Section 400.2-104(1).

“Mortgage”. Section 400.9-102(a)(54).

“Pursuant to commitment”. Section 400.9-102(a)(68).

“Receipt”. Section 400.2-103(1)(c).

“Sale”. Section 400.2-106(1).

“Sale on approval”. Section 400.2-326.

“Sale or return”. Section 400.2-326.

“Seller”. Section 400.2-103(1)(d).

(4) In addition article 1 contains general definitions and principles of construction and interpretation applicable throughout this article.

400.2A-107 Any claim or right arising out of an alleged default or breach of warranty may be discharged in whole or in part without consideration by a [written] waiver or renunciation **in a signed [and] record** delivered by the aggrieved party.

400.2A-201 (1) A lease contract is not enforceable by way of action or defense unless:

(a) the total payments to be made under the lease contract, excluding payments for options to renew or buy, are less than one thousand dollars; or

(b) there is a [writing] **record**, signed by the party against whom enforcement is sought or by that party's authorized agent, sufficient to indicate that a lease contract has been made between the parties and to describe the goods leased and the lease term.

(2) Any description of leased goods or of the lease term is sufficient and satisfies subsection (1)(b), whether or not it is specific, if it reasonably identifies what is described.

(3) A [writing] **record** is not insufficient because it omits or incorrectly states a term agreed upon, but the lease contract is not enforceable under subsection (1)(b) beyond the lease term and the quantity of goods shown in the [writing] **record**.

(4) A lease contract that does not satisfy the requirements of subsection (1), but which is valid in other respects, is enforceable:

(a) if the goods are to be specifically manufactured or obtained for the lessee and are not suitable for lease or sale to others in the ordinary course of the lessor's business, and the lessor, before notice of repudiation is received and under circumstances that reasonably indicate that the goods are for the lessee, has made either a substantial beginning of their manufacture or commitments for their procurement;

(b) if the party against whom enforcement is sought admits in that party's pleading, testimony or otherwise in court that a lease contract was made, but the lease contract is not enforceable under this provision beyond the quantity of goods admitted; or

(c) with respect to goods that have been received and accepted by the lessee.

(5) The lease term under a lease contract referred to in subsection (4) is:

(a) if there is a [writing] **record** signed by the party against whom enforcement is sought or by that party's authorized agent specifying the lease term, the term so specified;

(b) if the party against whom enforcement is sought admits in that party's pleading, testimony, or otherwise in court a lease term, the term so admitted; or

(c) a reasonable lease term.

400.2A-202 Terms with respect to which the confirmatory memoranda of the parties agree or which are otherwise set forth in a [writing] **record** intended by the parties as a final expression of their agreement with respect to such terms as are included therein may not be contradicted by evidence of any prior agreement or of a contemporaneous oral agreement but may be explained or supplemented:

(a) by course of dealing or usage of trade or by course of performance; and

(b) by evidence of consistent additional terms unless the court finds the [writing] **record** to have been intended also as a complete and exclusive statement of the terms of the agreement.

400.2A-203 The affixing of a seal to a [writing] **record** evidencing a lease contract or an offer to enter into a lease contract does not render the [writing] **record** a sealed instrument and the law with respect to sealed instruments does not apply to the lease contract or offer.

400.2A-205 An offer by a merchant to lease goods to or from another person in a signed [writing] **record** that by its terms gives assurance it will be held open is not revocable, for lack of consideration, during the time stated or, if no time is stated, for a reasonable time, but in no event may the period of irrevocability exceed three months. Any such term of assurance on a form supplied by the offeree must be separately signed by the offeror.

400.2A-208 (1) An agreement modifying a lease contract needs no consideration to be binding.

(2) A signed lease agreement that excludes modification or rescission except by a signed [writing] **record** may not be otherwise modified or rescinded, but, except as between merchants, such a requirement on a form supplied by a merchant must be separately signed by the other party.

(3) Although an attempt at modification or rescission does not satisfy the requirements of subsection (2), it may operate as a waiver.

(4) A party who has made a waiver affecting an executory portion of a lease contract may retract the waiver by reasonable notification received by the other party that strict performance will be required of any term waived, unless the retraction would be unjust in view of a material change of position in reliance on the waiver.

400.3-104. (a) Except as provided in subsections (c) and (d), “negotiable instrument” means an unconditional promise or order to pay a fixed amount of money, with or without interest or other charges described in the promise or order, if it:

(1) is payable to bearer or to order at the time it is issued or first comes into possession of a holder;

(2) is payable on demand or at a definite time; and

(3) does not state any other undertaking or instruction by the person promising or ordering payment to do any act in addition to the payment of money, but the promise or order may contain (i) an undertaking or power to give, maintain, or protect collateral to secure payment, (ii) an authorization or power to the

holder to confess judgment or realize on or dispose of collateral, [or] (iii) a waiver of the benefit of any law intended for the advantage or protection of an obligor, **(iv) a term that specifies the law that governs the promise or order, or (v) an undertaking to resolve in a specified forum a dispute concerning the promise or order.**

(b) “Instrument” means a negotiable instrument.

(c) An order that meets all of the requirements of subsection (a), except paragraph (1), and otherwise falls within the definition of “check” in subsection (f) is a negotiable instrument and a check.

(d) A promise or order other than a check is not an instrument if, at the time it is issued or first comes into possession of a holder, it contains a conspicuous statement, however expressed, to the effect that the promise or order is not negotiable or is not an instrument governed by this Article.

(e) An instrument is a “note” if it is a promise and is a “draft” if it is an order. If an instrument falls within the definition of both “note” and “draft,” a person entitled to enforce the instrument may treat it as either.

(f) “Check” means (i) a draft, other than a documentary draft, payable on demand and drawn on a bank or (ii) a cashier's check or teller's check. An instrument may be a check even though it is described on its face by another term, such as “money order.”

(g) “Cashier's check” means a draft with respect to which the drawer and drawee are the same bank or branches of the same bank.

(h) “Teller's check” means a draft drawn by a bank (i) on another bank, or (ii) payable at or through a bank.

(i) “Traveler's check” means an instrument that (i) is payable on demand, (ii) is drawn on or payable at or through a bank, (iii) is designated by the term “traveler's check” or by a substantially similar term, and (iv) requires, as a condition to payment, a countersignature by a person whose specimen signature appears on the instrument.

(j) “Certificate of deposit” means an instrument containing an acknowledgement by a bank that a sum of money has been received by the bank and a promise by the bank to repay the sum of money. A certificate of deposit is a note of the bank.

(k) “Demand draft”, a writing not signed by the customer that is created by a third party under the purported authority of the customer for the purpose of charging the customer's account with a bank. A demand draft shall contain the customer's account number and may contain any or all of the following:

- a. The customer's printed or typewritten name;
- b. A notation that the customer authorized the draft; or
- c. The statement “No signature required” or words to that effect.

A demand draft shall not include a check purportedly drawn by and bearing the signature of a fiduciary, as defined in paragraph (1) of subsection (a) of section 400.3.-307.

400.3-105. (a) “Issue” means:

(1) the first delivery of an instrument by the maker or drawer, whether to a holder or nonholder, for the purpose of giving rights on the instrument to any person; **or**

(2) if agreed by the payee, the first transmission by the drawer to the payee of an image of an item and information derived from the item that enables the depositary bank to collect the item by transferring or presenting under federal law an electronic check.

(b) An unissued instrument, or an unissued incomplete instrument that is completed, is binding on the maker or drawer, but nonissuance is a defense. An instrument that is conditionally issued or is issued for a special purpose is binding on the maker or drawer, but failure of the condition or special purpose to be fulfilled is a defense.

(c) “Issuer” applies to issued and unissued instruments and means a maker or drawer of an instrument.

400.3-401. [(a)] A person is not liable on an instrument unless (i) the person signed the instrument, or (ii) the person is represented by an agent or representative who signed the instrument and the signature is binding on the represented person under Section 400.3-402.

[(b)] A signature may be made (i) manually or by means of a device or machine, and (ii) by the use of any name, including a trade or assumed name, or by a word, mark, or symbol executed or adopted by a person with present intention to authenticate a writing.]

400.3-604. (a) A person entitled to enforce an instrument, with or without consideration, may discharge the obligation of a party to pay the instrument (i) by an intentional voluntary act, such as surrender of the instrument to the party, destruction, mutilation, or cancellation of the instrument, cancellation or striking out of the party's signature, or the addition of words to the instrument indicating discharge, or (ii) by agreeing not to sue or otherwise renouncing rights against the party by a signed [writing] **record. The obligation of a party to pay a check is not discharged solely by destruction of the check in connection with a process in which information is extracted from the check and an image of the check is made and, subsequently, the information and image are transmitted for payment.**

(b) Cancellation or striking out of an endorsement pursuant to subsection (a) does not affect the status and rights of a party derived from the endorsement.

400.4A-103 (a) In this Article:

(1) “Payment order” means an instruction of a sender to a receiving bank, transmitted orally[, electronically,] or in [writing] **a record**, to pay, or to cause another bank to pay, a fixed or determinable amount of money to a beneficiary if:

(i) the instruction does not state a condition to payment to the beneficiary other than time of payment;

(ii) the receiving bank is to be reimbursed by debiting an account of, or otherwise receiving payment from, the sender; and

(iii) the instruction is transmitted by the sender directly to the receiving bank or to an agent, funds-transfer system, or communication system for transmittal to the receiving bank;

(2) “Beneficiary” means the person to be paid by the beneficiary's bank;

(3) “Beneficiary’s bank” means the bank identified in a payment order in which an account of the beneficiary is to be credited pursuant to the order or which otherwise is to make payment to the beneficiary if the order does not provide for payment to an account;

(4) “Receiving bank” means the bank to which the sender’s instruction is addressed;

(5) “Sender” means the person giving the instruction to the receiving bank.

(b) If an instruction complying with subsection (a)(1) is to make more than one payment to a beneficiary, the instruction is a separate payment order with respect to each payment.

(c) A payment order is issued when it is sent to the receiving bank.

400.4A-201 “Security procedure” means a procedure established by agreement of a customer and a receiving bank for the purpose of (i) verifying that a payment order or communication amending or cancelling a payment order is that of the customer, or (ii) detecting error in the transmission or the content of the payment order or communication. A security procedure may **impose an obligation on the receiving bank or the customer and** require the use of algorithms or other codes, identifying words [or], numbers, **symbols, sounds, biometrics**, encryption, callback procedures, or similar security devices. Comparison of a signature on a payment order or communication with an authorized specimen signature of the customer **or requiring a payment order to be sent from a known email address, IP address, or telephone number** is not by itself a security procedure.

400.4A-202 (a) A payment order received by the receiving bank is the authorized order of the person identified as sender if that person authorized the order or is otherwise bound by it under the law of agency.

(b) If a bank and its customer have agreed that the authenticity of payment orders issued to the bank in the name of the customer as sender will be verified pursuant to a security procedure, a payment order received by the receiving bank is effective as the order of the customer, whether or not authorized, if (i) the security procedure is a commercially reasonable method of providing security against unauthorized payment orders, and (ii) the bank proves that it accepted the payment order in good faith and in compliance with **the bank’s obligations under** the security procedure and any [written] agreement or instruction of the customer, **evidenced by a record**, restricting acceptance of payment orders issued in the name of the customer. The bank is not required to follow an instruction that violates [a written] **an** agreement with the customer, **evidenced by a record**, or notice of which is not received at a time and in a manner affording the bank a reasonable opportunity to act on it before the payment order is accepted.

(c) Commercial reasonableness of a security procedure is a question of law to be determined by considering the wishes of the customer expressed to the bank, the circumstances of the customer known to the bank, including the size, type, and frequency of payment orders normally issued by the customer to the bank, alternative security procedures offered to the customer, and security procedures in general use by customers and receiving banks similarly situated. A security procedure is deemed to be commercially reasonable if (i) the security procedure was chosen by the customer after the bank offered, and the customer refused, a security procedure that was commercially reasonable for that customer, and (ii) the customer expressly agreed in [writing] **a record** to be bound by any payment order, whether or not authorized, issued in its name and accepted by the bank in compliance with the **bank’s obligations under the** security procedure chosen by the customer.

(d) The term “sender” in this Article includes the customer in whose name a payment order is issued if the order is the authorized order of the customer under subsection (a), or it is effective as the order of the customer under subsection (b).

(e) This section applies to amendments and cancellations of payment orders to the same extent it applies to payment orders.

(f) Except as provided in this section and in section 400.4A-203(a)(1), rights and obligations arising under this section or section 400.4A-203 may not be varied by agreement.

400.4A-203 (a) If an accepted payment order is not, under section 400.4A-202(a), an authorized order of a customer identified as sender, but is effective as an order of the customer pursuant to section 400.4A-202(b), the following rules apply:

(1) By express [written] agreement **evidenced by a record**, the receiving bank may limit the extent to which it is entitled to enforce or retain payment of the payment order.

(2) The receiving bank is not entitled to enforce or retain payment of the payment order if the customer proves that the order was not caused, directly or indirectly, by a person (i) entrusted at any time with duties to act for the customer with respect to payment orders or the security procedure, or (ii) who obtained access to transmitting facilities of the customer or who obtained, from a source controlled by the customer and without authority of the receiving bank, information facilitating breach of the security procedure, regardless of how the information was obtained or whether the customer was at fault. Information includes any access device, computer software, or the like.

(b) This section applies to amendments of payment orders to the same extent it applies to payment orders.

400.4A-207 (a) Subject to subsection (b), if, in a payment order received by the beneficiary's bank, the name, bank account number, or other identification of the beneficiary refers to a nonexistent or unidentifiable person or account, no person has rights as a beneficiary of the order and acceptance of the order cannot occur.

(b) If a payment order received by the beneficiary's bank identifies the beneficiary both by name and by an identifying or bank account number and the name and number identify different persons, the following rules apply:

(1) Except as otherwise provided in subsection 3 of this section, if the beneficiary's bank does not know that the name and number refer to different persons, it may rely on the number as the proper identification of the beneficiary of the order. The beneficiary's bank need not determine whether the name and number refer to the same person.

(2) If the beneficiary's bank pays the person identified by name or knows that the name and number identify different persons, no person has rights as beneficiary except the person paid by the beneficiary's bank if that person was entitled to receive payment from the originator of the funds transfer. If no person has rights as beneficiary, acceptance of the order cannot occur.

(c) If (i) a payment order described in subsection (b) is accepted, (ii) the originator's payment order described the beneficiary inconsistently by name and number, and (iii) the beneficiary's bank pays the person identified by number as permitted by subsection (b)(1), the following rules apply:

(1) If the originator is a bank, the originator is obliged to pay its order.

(2) If the originator is not a bank and proves that the person identified by number was not entitled to receive payment from the originator, the originator is not obliged to pay its order unless the originator's bank proves that the originator, before acceptance of the originator's order, had notice that payment of a payment order issued by the originator might be made by the beneficiary's bank on the basis of an identifying or bank account number even if it identifies a person different from the named beneficiary. Proof of notice may be made by any admissible evidence. The originator's bank satisfies the burden of proof if it proves that the originator, before the payment order was accepted, signed a [writing] **record** stating the information to which the notice relates.

(d) In a case governed by subsection (b)(1), if the beneficiary's bank rightfully pays the person identified by number and that person was not entitled to receive payment from the originator, the amount paid may be recovered from that person to the extent allowed by the law governing mistake and restitution as follows:

(1) If the originator is obliged to pay its payment order as stated in subsection (c), the originator has the right to recover;

(2) If the originator is not a bank and is not obliged to pay its payment order, the originator's bank has the right to recover.

400.4A-208 (a) This subsection applies to a payment order identifying an intermediary bank or the beneficiary's bank only by an identifying number:

(1) The receiving bank may rely on the number as the proper identification of the intermediary or beneficiary's bank and need not determine whether the number identifies a bank.

(2) The sender is obliged to compensate the receiving bank for any loss and expenses incurred by the receiving bank as a result of its reliance on the number in executing or attempting to execute the order.

(b) This subsection applies to a payment order identifying an intermediary bank or the beneficiary's bank both by name and an identifying number if the name and number identify different persons.

(1) If the sender is a bank, the receiving bank may rely on the number as the proper identification of the intermediary or beneficiary's bank if the receiving bank, when it executes the sender's order, does not know that the name and number identify different persons. The receiving bank need not determine whether the name and number refer to the same person or whether the number refers to a bank. The sender is obliged to compensate the receiving bank for any loss and expenses incurred by the receiving bank as a result of its reliance on the number in executing or attempting to execute the order.

(2) If the sender is not a bank and the receiving bank proves that the sender, before the payment order was accepted, had notice that the receiving bank might rely on the number as the proper identification of the intermediary or beneficiary's bank even if it identifies a person different from the bank identified by name, the rights and obligations of the sender and the receiving bank are governed by subsection (b)(1),

as though the sender were a bank. Proof of notice may be made by any admissible evidence. The receiving bank satisfies the burden of proof if it proves that the sender, before the payment order was accepted, signed a [writing] **record** stating the information to which the notice relates.

(3) Regardless of whether the sender is a bank, the receiving bank may rely on the name as the proper identification of the intermediary or beneficiary's bank if the receiving bank, at the time it executes the sender's order, does not know that the name and number identify different persons. The receiving bank need not determine whether the name and number refer to the same person.

(4) If the receiving bank knows that the name and number identify different persons, reliance on either the name or the number in executing the sender's payment order is a breach of the obligation stated in section 400.4A-302(a)(1).

400.4A-210 (a) A payment order is rejected by the receiving bank by a notice of rejection transmitted to the sender orally[, electronically,] or in [writing] **a record**. A notice of rejection need not use any particular words and is sufficient if it indicates that the receiving bank is rejecting the order or will not execute or pay the order. Rejection is effective when the notice is given if transmission is by a means that is reasonable in the circumstances. If notice of rejection is given by a means that is not reasonable, rejection is effective when the notice is received. If an agreement of the sender and receiving bank establishes the means to be used to reject a payment order, (i) any means complying with the agreement is reasonable and (ii) any means not complying is not reasonable unless no significant delay in receipt of the notice resulted from the use of the noncomplying means.

(b) This subsection applies if a receiving bank other than the beneficiary's bank fails to execute a payment order despite the existence on the execution date of a withdrawable credit balance in an authorized account of the sender sufficient to cover the order. If the sender does not receive notice of rejection of the order on the execution date and the authorized account of the sender does not bear interest, the bank is obliged to pay interest to the sender on the amount of the order for the number of days elapsing after the execution date to the earlier of the day the order is cancelled pursuant to section 400.4A-211(d) or the day the sender receives notice or learns that the order was not executed, counting the final day of the period as an elapsed day. If the withdrawable credit balance during that period falls below the amount of the order, the amount of interest is reduced accordingly.

(c) If a receiving bank suspends payments, all unaccepted payment orders issued to it are deemed rejected at the time the bank suspends payments.

(d) Acceptance of a payment order precludes a later rejection of the order. Rejection of a payment order precludes a later acceptance of the order.

400.4A-211 (a) A communication of the sender of a payment order cancelling or amending the order may be transmitted to the receiving bank orally[, electronically,] or in [writing] **a record**. If a security procedure is in effect between the sender and the receiving bank, the communication is not effective to cancel or amend the order unless the communication is verified pursuant to the security procedure or the bank agrees to the cancellation or amendment.

(b) Subject to subsection (a), a communication by the sender cancelling or amending a payment order is effective to cancel or amend the order if notice of the communication is received at a time and in a

manner affording the receiving bank a reasonable opportunity to act on the communication before the bank accepts the payment order.

(c) After a payment order has been accepted, cancellation or amendment of the order is not effective unless the receiving bank agrees or a funds-transfer system rule allows cancellation or amendment without agreement of the bank.

(1) With respect to a payment order accepted by a receiving bank other than the beneficiary's bank, cancellation or amendment is not effective unless a conforming cancellation or amendment of the payment order issued by the receiving bank is also made.

(2) With respect to a payment order accepted by the beneficiary's bank, cancellation or amendment is not effective unless the order was issued in execution of an unauthorized payment order, or because of a mistake by a sender in the funds transfer which resulted in the issuance of a payment order (i) that is a duplicate of a payment order previously issued by the sender, (ii) that orders payment to a beneficiary not entitled to receive payment from the originator, or (iii) that orders payment in an amount greater than the amount the beneficiary was entitled to receive from the originator. If the payment order is cancelled or amended, the beneficiary's bank is entitled to recover from the beneficiary any amount paid to the beneficiary to the extent allowed by the law governing mistake and restitution.

(d) An unaccepted payment order is cancelled by operation of law at the close of the fifth funds-transfer business day of the receiving bank after the execution date or payment date of the order.

(e) A cancelled payment order cannot be accepted. If an accepted payment order is cancelled, the acceptance is nullified and no person has any right or obligation based on the acceptance. Amendment of a payment order is deemed to be cancellation of the original order at the time of amendment and issue of a new payment order in the amended form at the same time.

(f) Unless otherwise provided in an agreement of the parties or in a funds-transfer system rule, if the receiving bank, after accepting a payment order, agrees to cancellation or amendment of the order by the sender or is bound by a funds-transfer system rule allowing cancellation or amendment without the bank's agreement, the sender, whether or not cancellation or amendment is effective, is liable to the bank for any loss and expenses, including reasonable attorney's fees, incurred by the bank as a result of the cancellation or amendment or attempted cancellation or amendment.

(g) A payment order is not revoked by the death or legal incapacity of the sender unless the receiving bank knows of the death or of an adjudication of incapacity by a court of competent jurisdiction and has reasonable opportunity to act before acceptance of the order.

(h) A funds-transfer system rule is not effective to the extent it conflicts with subsection (c)(2).

400.4A-305 (a) If a funds transfer is completed but execution of a payment order by the receiving bank in breach of section 400.4A-302 results in delay in payment to the beneficiary, the bank is obliged to pay interest to either the originator or the beneficiary of the funds transfer for the period of delay caused by the improper execution. Except as provided in subsection (c), additional damages are not recoverable.

(b) If execution of a payment order by a receiving bank in breach of section 400.4A-302 results in (i) noncompletion of the funds transfer, (ii) failure to use an intermediary bank designated by the originator, or (iii) issuance of a payment order that does not comply with the terms of the payment order of the

originator, the bank is liable to the originator for its expenses in the funds transfer and for incidental expenses and interest losses, to the extent not covered by subsection (a), resulting from the improper execution. Except as provided in subsection (c), additional damages are not recoverable.

(c) In addition to the amounts payable under subsections (a) and (b), damages, including consequential damages, are recoverable to the extent provided in an express [written] agreement of the receiving bank, **evidenced by a record**.

(d) If a receiving bank fails to execute a payment order it was obliged by express agreement to execute, the receiving bank is liable to the sender for its expenses in the transaction and for incidental expenses and interest losses resulting from the failure to execute. Additional damages, including consequential damages, are recoverable to the extent provided in an express [written] agreement of the receiving bank, **evidenced by a record**, but are not otherwise recoverable.

(e) Reasonable attorney's fees are recoverable if demand for compensation under subsection (a) or (b) is made and refused before an action is brought on the claim. If a claim is made for breach of an agreement under subsection (d) and the agreement does not provide for damages, reasonable attorney's fees are recoverable if demand for compensation under subsection (d) is made and refused before an action is brought on the claim.

(f) Except as stated in this section, the liability of a receiving bank under subsections (a) and (b) may not be varied by agreement.

400.5-104. A letter of credit, confirmation, advice, transfer, amendment or cancellation may be issued in any form that is a **signed** record [and is authenticated:

(i) By a signature; or

(ii) In accordance with the agreement of the parties or the standard practice referred to in section 400.5-108(e)].

400.5-116. (a) The liability of an issuer, nominated person or adviser for action or omission is governed by the law of the jurisdiction chosen by an agreement in the form of a record signed [or otherwise authenticated] by the affected parties [in the manner provided in section 400.5-104] or by a provision in the person's letter of credit, confirmation or other undertaking. The jurisdiction whose law is chosen need not bear any relation to the transaction.

(b) Unless subsection (a) applies, the liability of an issuer, nominated person or adviser for action or omission is governed by the law of the jurisdiction in which the person is located. The person is considered to be located at the address indicated in the person's undertaking. If more than one address is indicated, the person is considered to be located at the address from which the person's undertaking was issued.

(c) For the purpose of jurisdiction, choice of law and recognition of interbranch letters of credit, but not enforcement of a judgment, all branches of a bank are considered separate juridical entities and a bank is considered to be located at the place where its relevant branch is considered to be located under [this] subsection **(d)**.

(d) A branch of a bank is considered to be located at the address indicated in the branch's undertaking. If more than one address is indicated, the branch is considered to be located at the address from which the undertaking was issued.

[(c)] (e) Except as otherwise provided in this subsection, the liability of an issuer, nominated person or adviser is governed by any rules of custom or practice, such as the Uniform Customs and Practice for Documentary Credits, to which the letter of credit, confirmation or other undertaking is expressly made subject. If:

(i) This article would govern the liability of an issuer, nominated person or adviser under subsection (a) or (b);

(ii) The relevant undertaking incorporates rules of custom or practice; and

(iii) There is a conflict between this article and those rules as applied to that undertaking, those rules govern except to the extent of any conflict with the nonvariable provisions specified in section 400.5-103(c).

[(d)] (f) If there is conflict between this article and article 3, 4, 4A or 9 of this chapter, this article governs.

[(e)] (g) The forum for settling disputes arising out of an undertaking within this article may be chosen in the manner and with the binding effect that governing law may be chosen in accordance with subsection (a).

400.7-102. (a) In this article, unless the context otherwise requires:

(1) “Bailee” means a person that by a warehouse receipt, bill of lading, or other document of title acknowledges possession of goods and contracts to deliver them.

(2) “Carrier” means a person that issues a bill of lading.

(3) “Consignee” means a person named in a bill of lading to which or to whose order the bill promises delivery.

(4) “Consignor” means a person named in a bill of lading as the person from which the goods have been received for shipment.

(5) “Delivery order” means a record that contains an order to deliver goods directed to a warehouse, carrier, or other person that in the ordinary course of business issues warehouse receipts or bills of lading.

(6) “Good faith” has the same meaning as in subdivision (20) of subsection (b) of section 400.1-201.

(7) “Goods” means all things that are treated as movable for the purposes of a contract for storage or transportation.

(8) “Issuer” means a bailee that issues a document of title or, in the case of an unaccepted delivery order, the person that orders the possessor of goods to deliver. The term includes a person for which an agent or employee purports to act in issuing a document if the agent or employee has real or apparent authority to issue documents, even if the issuer did not receive any goods, the goods were misdescribed, or in any other respect the agent or employee violated the issuer's instructions.

(9) “Person entitled under the document” means the holder, in the case of a negotiable document of title, or the person to which delivery of the goods is to be made by the terms of, or pursuant to instructions in a record under, a nonnegotiable document of title.

(10) [“Record” has the same meaning as in subdivision (31) of subsection (b) of section 400.1-201.

(11) “Sign” means, with present intent to authenticate or adopt a record:

(A) to execute or adopt a tangible symbol; or

(B) to attach to or logically associate with the record an electronic sound, symbol, or process.

(12)] “Shipper” means a person that enters into a contract of transportation with a carrier.

[(13)] (11) “Warehouse” means a person engaged in the business of storing goods for hire.

(b) Definitions in other articles applying to this article and the sections in which they appear are:

(1) “Contract for sale”, section 400.2-106.

(2) “Lessee in the ordinary course of business”, section 400.2A-103.

(3) “Receipt” of goods, section 400.2-103.

(c) In addition, article 1 contains general definitions and principles of construction and interpretation applicable throughout this article.

400.7-106. (a) A person has control of an electronic document of title if a system employed for evidencing the transfer of interests in the electronic document reliably establishes that person as the person to which the electronic document was issued or transferred.

(b) A system satisfies subsection (a), and a person [is deemed to have] **has** control of an electronic document of title, if the document is created, stored, and [assigned] **transferred** in [such] a manner that:

(1) a single authoritative copy of the document exists which is unique, identifiable, and, except as otherwise provided in paragraphs (4), (5), and (6), unalterable;

(2) the authoritative copy identifies the person asserting control as:

(A) the person to which the document was issued; or

(B) if the authoritative copy indicates that the document has been transferred, the person to which the document was most recently transferred;

(3) the authoritative copy is communicated to and maintained by the person asserting control or its designated custodian;

(4) copies or amendments that add or change an identified [assignee] **transferee** of the authoritative copy can be made only with the consent of the person asserting control;

(5) each copy of the authoritative copy and any copy of a copy is readily identifiable as a copy that is not the authoritative copy; and

(6) any amendment of the authoritative copy is readily identifiable as authorized or unauthorized.

(c) A system satisfies subsection (a), and a person has control of an electronic document of title, if an authoritative electronic copy of the document, a record attached to or logically associated with the electronic copy, or a system in which the electronic copy is recorded:

(1) enables the person readily to identify each electronic copy as either an authoritative copy or a nonauthoritative copy;

(2) enables the person readily to identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as the person to which each authoritative electronic copy was issued or transferred; and

(3) gives the person exclusive power, subject to subsection (d), to:

(A) prevent others from adding or changing the person to which each authoritative electronic copy has been issued or transferred; and

(B) transfer control of each authoritative electronic copy.

(d) Subject to subsection (e), a power is exclusive under subsection (c)(3)(A) and (B) even if:

(1) the authoritative electronic copy, a record attached to or logically associated with the authoritative electronic copy, or a system in which the authoritative electronic copy is recorded limits the use of the document of title or has a protocol that is programmed to cause a change, including a transfer or loss of control; or

(2) the power is shared with another person.

(e) A power of a person is not shared with another person under subsection (d)(2) and the person's power is not exclusive if:

(1) the person can exercise the power only if the power also is exercised by the other person; and

(2) the other person:

(A) can exercise the power without exercise of the power by the person; or

(B) is the transferor to the person of an interest in the document of title.

(f) If a person has the powers specified in subsection (c)(3)(A) and (B), the powers are presumed to be exclusive.

(g) A person has control of an electronic document of title if another person, other than the transferor to the person of an interest in the document:

(1) has control of the document and acknowledges that it has control on behalf of the person; or

(2) obtains control of the document after having acknowledged that it will obtain control of the document on behalf of the person.

(h) A person that has control under this section is not required to acknowledge that it has control on behalf of another person.

(i) If a person acknowledges that it has or will obtain control on behalf of another person, unless the person otherwise agrees or law other than this article or Article 9 otherwise provides, the person does not owe any duty to the other person and is not required to confirm the acknowledgment to any other person.

400.8-102. (a) In this article:

(1) “Adverse claim” means a claim that a claimant has a property interest in a financial asset and that it is a violation of the rights of the claimant for another person to hold, transfer or deal with the financial asset;

(2) “Bearer form”, as applied to a certificated security, means a form in which the security is payable to the bearer of the security certificate according to its terms but not by reason of an indorsement;

(3) “Broker” means a person defined as a broker or dealer under the federal securities laws, but without excluding a bank acting in that capacity;

(4) “Certificated security” means a security that is represented by a certificate;

(5) “Clearing corporation” means:

(i) A person that is registered as a “clearing agency” under the federal securities laws;

(ii) A federal reserve bank; or

(iii) Any other person that provides clearance or settlement services with respect to financial assets that would require it to register as a clearing agency under the federal securities laws but for an exclusion or exemption from the registration requirement, if its activities as a clearing corporation, including promulgation of rules, are subject to regulation by a federal or state governmental authority;

(6) “Communicate” means to:

(i) Send a signed [writing] **record**; or

(ii) Transmit information by any mechanism agreed upon by the persons transmitting and receiving the information;

(7) “Entitlement holder” means a person identified in the records of a securities intermediary as the person having a security entitlement against the securities intermediary. If a person acquires a security entitlement by virtue of section 400.8-501(b)(2) or (3), that person is the entitlement holder;

(8) “Entitlement order” means a notification communicated to a securities intermediary directing transfer or redemption of a financial asset to which the entitlement holder has a security entitlement;

(9) “Financial asset”, except as otherwise provided in section 400.8-103, means:

(i) A security;

(ii) An obligation of a person or a share, participation or other interest in a person or in property or an enterprise of a person, which is, or is of a type, dealt in or traded on financial markets, or which is recognized in any area in which it is issued or dealt in as a medium for investment; or

(iii) Any property that is held by a securities intermediary for another person in a securities account if the securities intermediary has expressly agreed with the other person that the property is to be treated as a financial asset under this article.

As context requires, the term means either the interest itself or the means by which a person's claim to it is evidenced, including a certificated or uncertificated security, a security certificate or a security entitlement;

(10) “Good faith”, for purposes of the obligation of good faith in the performance or enforcement of contracts or duties within this article, means honesty in fact and the observance of reasonable commercial standards of fair dealing;

(11) “Indorsement” means a signature that alone or accompanied by other words is made on a security certificate in registered form or on a separate document for the purpose of assigning, transferring or redeeming the security or granting a power to assign, transfer or redeem it;

(12) “Instruction” means a notification communicated to the issuer of an uncertificated security which directs that the transfer of the security be registered or that the security be redeemed;

(13) “Registered form”, as applied to a certificated security, means a form in which:

(i) The security certificate specifies a person entitled to the security; and

(ii) A transfer of the security may be registered upon books maintained for that purpose by or on behalf of the issuer, or the security certificate so states;

(14) “Securities intermediary” means:

(i) A clearing corporation; or

(ii) A person, including a bank or broker, that in the ordinary course of its business maintains securities accounts for others and is acting in that capacity;

(15) “Security”, except as otherwise provided in section 400.8-103, means an obligation of an issuer or a share, participation or other interest in an issuer or in property or an enterprise of an issuer:

(i) Which is represented by a security certificate in bearer or registered form, or the transfer of which may be registered upon books maintained for that purpose by or on behalf of the issuer;

(ii) Which is one of a class or series or by its terms is divisible into a class or series of shares, participations, interests or obligations; and

(iii) Which:

(A) Is, or is of a type, dealt in or traded on securities exchanges or securities markets; or

(B) Is a medium for investment and by its terms expressly provides that it is a security governed by this article;

(16) “Security certificate” means a certificate representing a security;

(17) “Security entitlement” means the rights and property interest of an entitlement holder with respect to a financial asset specified in sections 400.8-501 to 400.8-510;

(18) “Uncertificated security” means a security that is not represented by a certificate.

(b) [Other definitions applying to this article and the sections in which they appear are] **The following definitions in this article and other articles apply to this article:**

“Appropriate person”.	Section 400.8-107.
“Control”.	Section 400.8-106.
“Controllable account”.	Section 400.9-102.
“Controllable electronic record”.	Section 400.12-102.
“Controllable payment intangible”.	Section 400.9-102.
“Delivery”.	Section 400.8-301.
“Investment company security”.	Section 400.8-103.
“Issuer”.	Section 400.8-201.
“Overissue”.	Section 400.8-210.
“Protected purchaser”.	Section 400.8-303.
“Securities account”.	Section 400.8-501.

(c) In addition, article 1 of this chapter contains general definitions and principles of construction and interpretation applicable throughout this article.

(d) The characterization of a person, business, or transaction for purposes of this article does not determine the characterization of the person, business or transaction for purposes of any other law, regulation or rule.

400.8-103. (a) A share or similar equity interest issued by a corporation, business trust, joint stock company or similar entity is a security.

(b) An “investment company security” is a security. “Investment company security” means a share or similar equity interest issued by an entity that is registered as an investment company under the federal investment company laws, an interest in a unit investment trust that is so registered, or a face-amount certificate issued by a face-amount certificate company that is so registered. Investment company security

does not include an insurance policy or endowment policy or annuity contract issued by an insurance company.

(c) An interest in a partnership or limited liability company is not a security unless it is dealt in or traded on securities exchanges or in securities markets, its terms expressly provide that it is a security governed by this article, or it is an investment company security. However, an interest in a partnership or limited liability company is a financial asset if it is held in a securities account.

(d) A writing that is a security certificate is governed by this article and not by article 3 of this chapter, even though it also meets the requirements of that article. However, a negotiable instrument governed by article 3 of this chapter is a financial asset if it is held in a securities account.

(e) An option or similar obligation issued by a clearing corporation to its participants is not a security, but is a financial asset.

(f) A commodity contract, as defined in section 400.9-102(a)(14), is not a security or a financial asset.

(g) A controllable account, controllable electronic record, or controllable payment intangible is not a financial asset unless Section 400.8-102(a)(9)(iii) applies.

400.8-106. (a) A purchaser has “control” of a certificated security in bearer form if the certificated security is delivered to the purchaser.

(b) A purchaser has “control” of a certificated security in registered form if the certificated security is delivered to the purchaser, and:

(1) The certificate is indorsed to the purchaser or in blank by an effective indorsement; or

(2) The certificate is registered in the name of the purchaser, upon original issue or registration of transfer by the issuer.

(c) A purchaser has “control” of an uncertificated security if:

(1) The uncertificated security is delivered to the purchaser; or

(2) The issuer has agreed that it will comply with instructions originated by the purchaser without further consent by the registered owner.

(d) A purchaser has “control” of a security entitlement if:

(1) The purchaser becomes the entitlement holder;

(2) The securities intermediary has agreed that it will comply with entitlement orders originated by the purchaser without further consent by the entitlement holder; or

(3) Another person [has control of the security entitlement on behalf of the purchaser or, having previously acquired control of the security entitlement, acknowledges that it has control on behalf of the purchaser], **other than the transferor to the purchaser of an interest in the security entitlement:**

(A) has control of the security entitlement and acknowledges that it has control on behalf of the purchaser; or

(B) obtains control of the security entitlement after having acknowledged that it will obtain control of the security entitlement on behalf of the purchaser.

(e) If an interest in a security entitlement is granted by the entitlement holder to the entitlement holder's own securities intermediary, the securities intermediary has control.

(f) A purchaser who has satisfied the requirements of subsection (c) or (d) has control even if the registered owner in the case of subsection (c) or the entitlement holder in the case of subsection (d) retains the right to make substitutions for the uncertificated security or security entitlement, to originate instructions or entitlement orders to the issuer or securities intermediary, or otherwise to deal with the uncertificated security or security entitlement.

(g) An issuer or a securities intermediary may not enter into an agreement of the kind described in subsection (c)(2) or (d)(2) without the consent of the registered owner or entitlement holder, but an issuer or a securities intermediary is not required to enter into such an agreement even though the registered owner or entitlement holder so directs. An issuer or securities intermediary that has entered into such an agreement is not required to confirm the existence of the agreement to another party unless requested to do so by the registered owner or entitlement holder.

(h) A person that has control under this section is not required to acknowledge that it has control on behalf of a purchaser.

(i) If a person acknowledges that it has or will obtain control on behalf of a purchaser, unless the person otherwise agrees or law other than this Article or Article 9 otherwise provides, the person does not owe any duty to the purchaser and is not required to confirm the acknowledgment to any other person.

400.8-110. (a) The local law of the issuer's jurisdiction, as specified in subsection (d), governs:

(1) The validity of a security;

(2) The rights and duties of the issuer with respect to registration of transfer;

(3) The effectiveness of registration of transfer by the issuer;

(4) Whether the issuer owes any duties to an adverse claimant to a security; and

(5) Whether an adverse claim can be asserted against a person to whom transfer of a certificated or uncertificated security is registered or a person who obtains control of an uncertificated security.

(b) The local law of the securities intermediary's jurisdiction, as specified in subsection (e), governs:

(1) Acquisition of a security entitlement from the securities intermediary;

(2) The rights and duties of the securities intermediary and entitlement holder arising out of a security entitlement;

(3) Whether the securities intermediary owes any duties to an adverse claimant to a security entitlement; and

(4) Whether an adverse claim can be asserted against a person who acquires a security entitlement from the securities intermediary or a person who purchases a security entitlement or interest therein from an entitlement holder.

(c) The local law of the jurisdiction in which a security certificate is located at the time of delivery governs whether an adverse claim can be asserted against a person to whom the security certificate is delivered.

(d) “Issuer’s jurisdiction” means the jurisdiction under which the issuer of the security is organized or, if permitted by the law of that jurisdiction, the law of another jurisdiction specified by the issuer. An issuer organized under the law of this state may specify the law of another jurisdiction as the law governing the matters specified in subsection (a)(2) through (5).

(e) The following rules determine a “securities intermediary’s jurisdiction” for purposes of this section:

(1) If an agreement between the securities intermediary and its entitlement holder governing the securities account expressly provides that a particular jurisdiction is the securities intermediary’s jurisdiction for purposes of this part, this article, or chapter 400, that jurisdiction is the securities intermediary’s jurisdiction;

(2) If paragraph (1) does not apply and an agreement between the securities intermediary and its entitlement holder governing the securities account expressly provides that the agreement is governed by the law of a particular jurisdiction, that jurisdiction is the securities intermediary’s jurisdiction.

(3) If neither paragraph (1) nor paragraph (2) applies, and an agreement between the securities intermediary and its entitlement holder governing the securities account expressly provides that the securities account is maintained at an office in a particular jurisdiction, that jurisdiction is the securities intermediary’s jurisdiction;

(4) If none of the preceding paragraphs apply, the securities intermediary’s jurisdiction is the jurisdiction in which the office identified in an account statement as the office serving the entitlement holder’s account is located.

(5) If none of the preceding paragraphs apply, the securities intermediary’s jurisdiction is the jurisdiction in which the chief executive office of the securities intermediary is located.

(f) A securities intermediary’s jurisdiction is not determined by the physical location of certificates representing financial assets, or by the jurisdiction in which is organized the issuer of the financial asset with respect to which an entitlement holder has a security entitlement, or by the location of facilities for data processing or other record keeping concerning the account.

(g) The local law of the issuer’s jurisdiction or the securities intermediary’s jurisdiction governs a matter or transaction specified in subsection (a) or (b) even if the matter or transaction does not bear any relation to the jurisdiction.

400.8-303. (a) “Protected purchaser” means a purchaser of a certificated or uncertificated security, or of an interest therein, who:

(1) Gives value;

(2) Does not have notice of any adverse claim to the security; and

(3) Obtains control of the certificated or uncertificated security.

(b) [In addition to acquiring the rights of a purchaser,] A protected purchaser also acquires its interest in the security free of any adverse claim.

400.9-102. (a) In this article:

(1) “Accession” means goods that are physically united with other goods in such a manner that the identity of the original goods is not lost;

(2) “Account”, except as used in “account for”, “**account statement**”, “**account to**”, “**commodity account**” in paragraph (14), “**customer's account**”, “**deposit account**” in paragraph (29), “**on account of**”, and “**statement of account**”, means a right to payment of a monetary obligation, whether or not earned by performance, (i) for property that has been or is to be sold, leased, licensed, assigned, or otherwise disposed of, (ii) for services rendered or to be rendered, (iii) for a policy of insurance issued or to be issued, (iv) for a secondary obligation incurred or to be incurred, (v) for energy provided or to be provided, (vi) for the use or hire of a vessel under a charter or other contract, (vii) arising out of the use of a credit or charge card or information contained on or for use with the card, or (viii) as winnings in a lottery or other game of chance operated or sponsored by a state, governmental unit of a state, or person licensed or authorized to operate the game by a state or governmental unit of a state. The term includes **controllable accounts** and health-care-insurance receivables. The term does not include (i) [rights to payment evidenced by] chattel paper [or an instrument], (ii) commercial tort claims, (iii) deposit accounts, (iv) investment property, (v) letter-of-credit rights or letters of credit, [or] (vi) rights to payment for money or funds advanced or sold, other than rights arising out of the use of a credit or charge card or information contained on or for use with the card, **or (vii) rights to payment evidenced by an instrument**;

(3) “Account debtor” means a person obligated on an account, chattel paper, or general intangible. The term does not include persons obligated to pay a negotiable instrument, even if the **negotiable** instrument [constitutes part of] **evidences** chattel paper;

(4) “Accounting”, except as used in “accounting for”, means a record:

(A) [Authenticated] **Signed** by a secured party;

(B) Indicating the aggregate unpaid secured obligations as of a date not more than thirty-five days earlier or thirty-five days later than the date of the record; and

(C) Identifying the components of the obligations in reasonable detail;

(5) “Agricultural lien” means an interest, other than a security interest, in farm products:

(A) Which secures payment or performance of an obligation for:

(i) Goods or services furnished in connection with a debtor's farming operation; or

(ii) Rent on real property leased by a debtor in connection with its farming operation;

(B) Which is created by statute in favor of a person that:

(i) In the ordinary course of its business furnished goods or services to a debtor in connection with a debtor's farming operation; or

(ii) Leased real property to a debtor in connection with the debtor's farming operation; and

(C) Whose effectiveness does not depend on the person's possession of the personal property;

(6) "As-extracted collateral" means:

(A) Oil, gas, or other minerals that are subject to a security interest that:

(i) Is created by a debtor having an interest in the minerals before extraction; and

(ii) Attaches to the minerals as extracted; or

(B) Accounts arising out of the sale at the wellhead or minehead of oil, gas, or other minerals in which the debtor had an interest before extraction;

(7) ["Authenticate" means:

(A) To sign; or

(B) With the present intent to adopt or accept a record, to attach to or logically associate with the record an electronic sound, symbol or process] **"Assignee", except as used in "assignee for benefit of creditors", means a person (i) in whose favor a security interest that secures an obligation is created or provided for under a security agreement, whether or not the obligation is outstanding or (ii) to which an account, chattel paper, payment intangible, or promissory note has been sold. The term includes a person to which a security interest has been transferred by a secured party;**

(7A) "Assignor" means a person that (i) under a security agreement creates or provides for a security interest that secures an obligation or (ii) sells an account, chattel paper, payment intangible, or promissory note. The term includes a secured party that has transferred a security interest to another person;

(8) "Bank" means an organization that is engaged in the business of banking. The term includes savings banks, savings and loan associations, credit unions, and trust companies;

(9) "Cash proceeds" means proceeds that are money, checks, deposit accounts, or the like;

(10) "Certificate of title" means a certificate of title with respect to which a statute provides for the security interest in question to be indicated on the certificate as a condition or result of the security interest's obtaining priority over the rights of a lien creditor with respect to the collateral. The term includes another record maintained as an alternative to a certificate of title by the governmental unit that issues certificates of title if a statute permits the security interest in question to be indicated on the record as a condition or result of the security interest's obtaining priority over the rights of a lien creditor with respect to the collateral;

(11) "Chattel paper" means [a record or records that evidence both a monetary obligation and a security interest in specific goods, a security interest in specific goods and software used in the goods, a security interest in specific goods and license of software used in the goods, a lease of specific goods, or a lease of specific goods and license of software used in the goods. In this paragraph, "monetary obligation" means

a monetary obligation secured by the goods or owed under a lease of the goods and includes a monetary obligation with respect to software used in the goods. The term does not include (i) charters or other contracts involving the use or hire of a vessel or (ii) records that evidence a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card. If a transaction is evidenced by records that include an instrument or series of instruments, the group of records taken together constitutes chattel paper;];

(A) A right to payment of a monetary obligation secured by specific goods, if the right to payment and security agreement are evidenced by a record; or

(B) A right to payment of a monetary obligation owed by a lessee under a lease agreement with respect to specific goods and a monetary obligation owed by the lessee in connection with the transaction giving rise to the lease, if:

(i) The right to payment and lease agreement are evidenced by a record; and

(ii) The predominant purpose of the transaction giving rise to the lease was to give the lessee the right to possession and use of the goods.

The term does not include a right to payment arising out of a charter or other contract involving the use or hire of a vessel or a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card;

(12) “Collateral” means the property subject to a security interest or agricultural lien. The term includes:

(A) Proceeds to which a security interest attaches;

(B) Accounts, chattel paper, payment intangibles, and promissory notes that have been sold; and

(C) Goods that are the subject of a consignment;

(13) “Commercial tort claim” means a claim arising in tort with respect to which:

(A) The claimant is an organization; or

(B) The claimant is an individual and the claim:

(i) Arose in the course of the claimant's business or profession; and

(ii) Does not include damages arising out of personal injury to or the death of an individual;

(14) “Commodity account” means an account maintained by a commodity intermediary in which a commodity contract is carried for a commodity customer;

(15) “Commodity contract” means a commodity futures contract, an option on a commodity futures contract, a commodity option, or another contract if the contract or option is:

(A) Traded on or subject to the rules of a board of trade that has been designated as a contract market for such a contract pursuant to federal commodities laws; or

(B) Traded on a foreign commodity board of trade, exchange, or market, and is carried on the books of a commodity intermediary for a commodity customer;

(16) “Commodity customer” means a person for which a commodity intermediary carries a commodity contract on its books;

(17) “Commodity intermediary” means a person that:

(A) Is registered as a futures commission merchant under federal commodities law; or

(B) In the ordinary course of its business provides clearance or settlement services for a board of trade that has been designated as a contract market pursuant to federal commodities law;

(18) “Communicate” means:

(A) To send a written or other tangible record;

(B) To transmit a record by any means agreed upon by the persons sending and receiving the record;
or

(C) In the case of transmission of a record to or by a filing office, to transmit a record by any means prescribed by filing-office rule;

(19) “Consignee” means a merchant to which goods are delivered in a consignment;

(20) “Consignment” means a transaction, regardless of its form, in which a person delivers goods to a merchant for the purpose of sale and:

(A) The merchant:

(i) Deals in goods of that kind under a name other than the name of the person making delivery;

(ii) Is not an auctioneer; and

(iii) Is not generally known by its creditors to be substantially engaged in selling the goods of others;

(B) With respect to each delivery, the aggregate value of the goods is one thousand dollars or more at the time of delivery;

(C) The goods are not consumer goods immediately before delivery; and

(D) The transaction does not create a security interest that secures an obligation;

(21) “Consignor” means a person that delivers goods to a consignee in a consignment;

(22) “Consumer debtor” means a debtor in a consumer transaction;

(23) “Consumer goods” means goods that are used or bought for use primarily for personal, family, or household purposes;

(24) “Consumer-goods transaction” means a consumer transaction in which:

(A) An individual incurs an obligation primarily for personal, family, or household purposes; and

(B) A security interest in consumer goods secures the obligation;

(25) “Consumer obligor” means an obligor who is an individual and who incurred the obligation as part of a transaction entered into primarily for personal, family, or household purposes;

(26) “Consumer transaction” means a transaction in which (i) an individual incurs an obligation primarily for personal, family, or household purposes, (ii) a security interest secures the obligation, and (iii) the collateral is held or acquired primarily for personal, family, or household purposes. The term includes consumer-goods transactions;

(27) “Continuation statement” means an amendment of a financing statement which:

(A) Identifies, by its file number, the initial financing statement to which it relates; and

(B) Indicates that it is a continuation statement for, or that it is filed to continue the effectiveness of, the identified financing statement;

(27A) “Controllable account” means an account evidenced by a controllable electronic record that provides that the account debtor undertakes to pay the person that has control under section 400.12-105 of the controllable electronic record;

(27B) “Controllable payment intangible” means a payment intangible evidenced by a controllable electronic record that provides that the account debtor undertakes to pay the person that has control under section 400.12-105 of the controllable electronic record;

(28) “Debtor” means:

(A) A person having an interest, other than a security interest or other lien, in the collateral, whether or not the person is an obligor;

(B) A seller of accounts, chattel paper, payment intangibles, or promissory notes; or

(C) A consignee;

(29) “Deposit account” means a demand, time, savings, passbook, or similar account maintained with a bank. The term does not include investment property or accounts evidenced by an instrument;

(30) “Document” means a document of title or a receipt of the type described in section 400.7-201(b);

(31) [“Electronic chattel paper” means chattel paper evidenced by a record or records consisting of information stored in an electronic medium] **“Electronic money” means money in an electronic form;**

(32) “Encumbrance” means a right, other than an ownership interest, in real property. The term includes mortgages and other liens on real property;

(33) “Equipment” means goods other than inventory, farm products, or consumer goods;

(34) “Farm products” means goods, other than standing timber, with respect to which the debtor is engaged in a farming operation and which are:

(A) Crops grown, growing, or to be grown, including:

(i) Crops produced on trees, vines, and bushes; and

(ii) Aquatic goods produced in aquacultural operations;

(B) Livestock, born or unborn, including aquatic goods produced in aquacultural operations;

(C) Supplies used or produced in a farming operation; or

(D) Products of crops or livestock in their unmanufactured states;

(35) “Farming operation” means raising, cultivating, propagating, fattening, grazing, or any other farming, livestock, or aquacultural operation;

(36) “File number” means the number assigned to an initial financing statement pursuant to section 400.9-519(a);

(37) “Filing office” means an office designated in section 400.9-501 as the place to file a financing statement;

(38) “Filing-office rule” means a rule adopted pursuant to section 400.9-526;

(39) “Financing statement” means a record or records composed of an initial financing statement and any filed record relating to the initial financing statement;

(40) “Fixture filing” means the filing of a financing statement covering goods that are or are to become fixtures and satisfying section 400.9-502(a) and (b). The term includes the filing of a financing statement covering goods of a transmitting utility which are or are to become fixtures;

(41) “Fixtures” means goods that have become so related to particular real property that an interest in them arises under real property law;

(42) “General intangible” means any personal property, including things in action, other than accounts, chattel paper, commercial tort claims, deposit accounts, documents, goods, instruments, investment property, letter-of-credit rights, letters of credit, money, and oil, gas, or other minerals before extraction. The term includes **controllable electronic records**, payment intangibles, and software;

(43) [“Good faith” means honesty in fact;

(44)] “Goods” means all things that are movable when a security interest attaches. The term includes (i) fixtures, (ii) standing timber that is to be cut and removed under a conveyance or contract for sale, (iii) the unborn young of animals, (iv) crops grown, growing, or to be grown, even if the crops are produced on trees, vines, or bushes, and (v) manufactured homes. The term also includes a computer program embedded in goods and any supporting information provided in connection with a transaction relating to the program if (i) the program is associated with the goods in such a manner that it customarily is considered part of the goods, or (ii) by becoming the owner of the goods, a person acquires a right to use the program in connection with the goods. The term does not include a computer program embedded in goods that consist solely of the medium in which the program is embedded. The term also does not include accounts, chattel paper, commercial tort claims, deposit accounts, documents, general intangibles, instruments, investment property, letter-of-credit rights, letters of credit, money, or oil, gas, or other minerals before extraction;

[(45)] (44) “Governmental unit” means a subdivision, agency, department, county, parish, municipality, or other unit of the government of the United States, a state, or a foreign country. The term

includes an organization having a separate corporate existence if the organization is eligible to issue debt on which interest is exempt from income taxation under the laws of the United States;

[(46)] **(45)** “Health-care-insurance receivable” means an interest in or claim under a policy of insurance which is a right to payment of a monetary obligation for health-care goods or services provided or to be provided;

[(47)] **(46)** “Instrument” means a negotiable instrument or any other writing that evidences a right to the payment of a monetary obligation, is not itself a security agreement or lease, and is of a type that in ordinary course of business is transferred by delivery with any necessary indorsement or assignment. The term does not include (i) investment property, (ii) letters of credit, [or] (iii) writings that evidence a right to payment arising out of the use of a credit or charge card or information contained on or for use with the card, **or (iv) writings that evidence chattel paper;**

[(48)] **(47)** “Inventory” means goods, other than farm products, which:

- (A) Are leased by a person as lessor;
- (B) Are held by a person for sale or lease or to be furnished under a contract of service;
- (C) Are furnished by a person under a contract of service; or
- (D) Consist of raw materials, work in process, or materials used or consumed in a business;

[(49)] **(48)** “Investment property” means a security, whether certificated or uncertificated, security entitlement, securities account, commodity contract, or commodity account;

[(50)] **(49)** “Jurisdiction of organization”, with respect to a registered organization, means the jurisdiction under whose law the organization is formed or organized;

[(51)] **(50)** “Letter-of-credit right” means a right to payment or performance under a letter of credit, whether or not the beneficiary has demanded or is at the time entitled to demand payment or performance. The term does not include the right of a beneficiary to demand payment or performance under a letter of credit;

[(52)] **(51)** “Lien creditor” means:

- (A) A creditor that has acquired a lien on the property involved by attachment, levy, or the like;
- (B) An assignee for benefit of creditors from the time of assignment;
- (C) A trustee in bankruptcy from the date of the filing of the petition; or
- (D) A receiver in equity from the time of appointment;

[(53)] **(52)** “Manufactured home” means a structure, transportable in one or more sections, which, in the traveling mode, is eight body feet or more in width or forty body feet or more in length, or, when erected on site, is three hundred twenty or more square feet, and which is built on a permanent chassis and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and includes the plumbing, heating, air-conditioning, and electrical systems contained therein. The term includes any structure that meets all of the requirements of this paragraph except the size

requirements and with respect to which the manufacturer voluntarily files a certification required by the United States Secretary of Housing and Urban Development and complies with the standards established under Title 42 of the United States Code;

[(54)] **(53)** “Manufactured-home transaction” means a secured transaction:

(A) That creates a purchase-money security interest in a manufactured home, other than a manufactured home held as inventory; or

(B) In which a manufactured home, other than a manufactured home held as inventory, is the primary collateral;

(54) “Money” has the meaning in section 400.1-201(b)(24), but does not include (i) a deposit account or (ii) money in an electronic form that cannot be subjected to control under section 400.9-105A;

(55) “Mortgage” means a consensual interest in real property, including fixtures, which secures payment or performance of an obligation;

(56) “New debtor” means a person that becomes bound as debtor under section 400.9-203(d) by a security agreement previously entered into by another person;

(57) “New value” means (i) money, (ii) money's worth in property, services, or new credit, or (iii) release by a transferee of an interest in property previously transferred to the transferee. The term does not include an obligation substituted for another obligation;

(58) “Noncash proceeds” means proceeds other than cash proceeds;

(59) “Obligor” means a person that, with respect to an obligation secured by a security interest in or an agricultural lien on the collateral, (i) owes payment or other performance of the obligation, (ii) has provided property other than the collateral to secure payment or other performance of the obligation, or (iii) is otherwise accountable in whole or in part for payment or other performance of the obligation. The term does not include issuers or nominated persons under a letter of credit;

(60) “Original debtor”, except as used in section 400.9-310(c), means a person that, as debtor, entered into a security agreement to which a new debtor has become bound under section 400.9-203(d);

(61) “Payment intangible” means a general intangible under which the account debtor's principal obligation is a monetary obligation. **The term includes a controllable payment intangible;**

(62) “Person related to”, with respect to an individual, means:

(A) The spouse of the individual;

(B) A brother, brother-in-law, sister, or sister-in-law of the individual;

(C) An ancestor or lineal descendant of the individual or the individual's spouse; or

(D) Any other relative, by blood or marriage, of the individual or the individual's spouse who shares the same home with the individual;

(63) “Person related to”, with respect to an organization, means:

(A) A person directly or indirectly controlling, controlled by, or under common control with the organization;

(B) An officer or director of, or a person performing similar functions with respect to, the organization;

(C) An officer or director of, or a person performing similar functions with respect to, a person described in subparagraph (A);

(D) The spouse of an individual described in subparagraph (A), (B), or (C); or

(E) An individual who is related by blood or marriage to an individual described in subparagraph (A), (B), (C), or (D) and shares the same home with the individual;

(64) “Proceeds”, except as used in section 400.9-609(b), means the following property:

(A) Whatever is acquired upon the sale, lease, license, exchange, or other disposition of collateral;

(B) Whatever is collected on, or distributed on account of, collateral;

(C) Rights arising out of collateral;

(D) To the extent of the value of collateral, claims arising out of the loss, nonconformity, or interference with the use of, defects or infringement of rights in, or damage to, the collateral; or

(E) To the extent of the value of collateral and to the extent payable to the debtor or the secured party, insurance payable by reason of the loss or nonconformity of, defects or infringement of rights in, or damage to, the collateral;

(65) “Promissory note” means an instrument that evidences a promise to pay a monetary obligation, does not evidence an order to pay, and does not contain an acknowledgment by a bank that the bank has received for deposit a sum of money or funds;

(66) “Proposal” means a record authenticated by a secured party which includes the terms on which the secured party is willing to accept collateral in full or partial satisfaction of the obligation it secures pursuant to sections 400.9-620, 400.9-621 and 400.9-622;

(67) “Public organic record” means a record that is available to the public for inspection and is:

(A) A record consisting of the record initially filed with or issued by a state or the United States to form or organize an organization and any record filed with or issued by the state or the United States which amends or restates the initial record;

(B) An organic record of a business trust consisting of the record initially filed with a state and any record filed with the state which amends or restates the initial record, if a statute of the state governing business trusts requires that the record be filed with the state; or

(C) A record consisting of legislation enacted by the legislature of a state or the Congress of the United States which forms or organizes an organization, any record amending the legislation, and any record filed with or issued by the state or the United States which amends or restates the name of the organization;

(68) “Pursuant to commitment”, with respect to an advance made or other value given by a secured party, means pursuant to the secured party's obligation, whether or not a subsequent event of default or

other event not within the secured party's control has relieved or may relieve the secured party from its obligation;

(69) "Record", except as used in "for record", "of record", "record or legal title", and "record owner", means information that is inscribed on a tangible medium or which is stored in an electronic or other medium and is retrievable in perceivable form;

(70) "Registered organization" means an organization formed or organized solely under the law of a single state or the United States by the filing of a public organic record with, the issuance of a public organic record by, or the enactment of legislation by the state or the United States. The term includes a business trust that is formed or organized under the law of a single state if a statute of the state governing business trusts requires that the business trust's organic record be filed with the state;

(71) "Secondary obligor" means an obligor to the extent that:

(A) The obligor's obligation is secondary; or

(B) The obligor has a right of recourse with respect to an obligation secured by collateral against the debtor, another obligor, or property of either;

(72) "Secured party" means:

(A) A person in whose favor a security interest is created or provided for under a security agreement, whether or not any obligation to be secured is outstanding;

(B) A person that holds an agricultural lien;

(C) A consignor;

(D) A person to which accounts, chattel paper, payment intangibles, or promissory notes have been sold;

(E) A trustee, indenture trustee, agent, collateral agent, or other representative in whose favor a security interest or agricultural lien is created or provided for; or

(F) A person that holds a security interest arising under sections 400.2-401, 400.2-505, 400.2-711(3), 400.2A-508(5), 400.4-210 or 400.5-118;

(73) "Security agreement" means an agreement that creates or provides for a security interest;

(74) ["Send", in connection with a record or notification, means:

(A) To deposit in the mail, deliver for transmission, or transmit by any other usual means of communication, with postage or cost of transmission provided for, addressed to any address reasonable under the circumstances; or

(B) To cause the record or notification to be received within the time that it would have been received if properly sent under subparagraph (A);

(75)] "Software" means a computer program and any supporting information provided in connection with a transaction relating to the program. The term does not include a computer program that is included in the definition of goods;

[(76)] **(75)** “State” means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands, or any territory or insular possession subject to the jurisdiction of the United States;

[(77)] **(76)** “Supporting obligation” means a letter-of-credit right or secondary obligation that supports the payment or performance of an account, chattel paper, a document, a general intangible, an instrument, or investment property;

[(78)] “Tangible chattel paper” means chattel paper evidenced by a record or records consisting of information that is inscribed on a tangible medium;]

(77) “Tangible money” means money in a tangible form;

[(79)] **(78)** “Termination statement” means an amendment of a financing statement which:

(A) Identifies, by its file number, the initial financing statement to which it relates; and

(B) Indicates either that it is a termination statement or that the identified financing statement is no longer effective;

[(80)] **(79)** “Transmitting utility” means a person primarily engaged in the business of:

(A) Operating a railroad, subway, street railway, or trolley bus;

(B) Transmitting communications electrically, electromagnetically, or by light;

(C) Transmitting goods by pipeline or sewer; or

(D) Transmitting or producing and transmitting electricity, steam, gas, or water.

(b) “Control” as provided in section 400.8-106 and the following definitions in other articles apply to this article:

“Applicant”	Section 400.5-102.
“Beneficiary”	Section 400.5-102.
“Broker”	Section 400.8-102.
“Certificated security”	Section 400.8-102.
“Check”	Section 400.3-104.
“Clearing corporation”	Section 400.8-102.
“Contract for sale”	Section 400.2-106.
“Controllable electronic record”	Section 400.12-102.

“Customer”	Section 400.4-104.
“Entitlement holder”	Section 400.8-102.
“Financial asset”	Section 400.8-102.
“Holder in due course”	Section 400.3-302.
“Issuer” (with respect to a letter of credit or letter-of-credit right)	Section 400.5-102.
“Issuer” (with respect to a security)	Section 400.8-201.
“Lease”	Section 400.2A-103.
“Lease agreement”	Section 400.2A-103.
“Lease contract”	Section 400.2A-103.
“Leasehold interest”	Section 400.2A-103.
“Lessee”	Section 400.2A-103.
“Lessee in ordinary course of business”	Section 400.2A-103.
“Lessor”	Section 400.2A-103.
“Lessor's residual interest”	Section 400.2A-103.
“Letter of credit”	Section 400.5-102.
“Merchant”	Section 400.2-104.
“Negotiable instrument”	Section 400.3-104.
“Nominated person”	Section 400.5-102.
“Note”	Section 400.3-104.

“Proceeds of a letter of credit”	Section 400.5-114.
“Protected purchaser”	Section 400.8-303.
“Prove”	Section 400.3-103.
“Qualifying purchaser”	Section 400.12-102.
“Sale”	Section 400.2-106.
“Securities account”	Section 400.8-501.
“Securities intermediary”	Section 400.8-102.
“Security”	Section 400.8-102.
“Security certificate”	Section 400.8-102.
“Security entitlement”	Section 400.8-102.
“Uncertificated security”	Section 400.8-102.

(c) This section contains general definitions and principles of construction and interpretation applicable throughout sections 400.9-103 to 400.9-809.

400.9-104. (a) A secured party has control of a deposit account if:

(1) The secured party is the bank with which the deposit account is maintained;

(2) The debtor, secured party, and bank have agreed in [an authenticated] **a signed** record that the bank will comply with instructions originated by the secured party directing disposition of the funds in the account without further consent by the debtor; [or]

(3) The secured party becomes the bank's customer with respect to the deposit account; **or**

(4) Another person, other than the debtor:

(A) Has control of the deposit account and acknowledges that it has control on behalf of the secured party; or

(B) Obtains control of the deposit account after having acknowledged that it will obtain control of the deposit account on behalf of the secured party.

(b) A secured party that has satisfied subsection (a) has control, even if the debtor retains the right to direct the disposition of funds from the deposit account.

400.9-105. (a) A [secured party] **purchaser** has control of **an authoritative electronic copy of a record evidencing** chattel paper if a system employed for evidencing the [transfer] **assignment** of interests in the chattel paper reliably establishes the [secured party] **purchaser** as the person to which the [chattel paper] **authoritative electronic copy** was assigned.

(b) A system satisfies subsection (a) if the record or records [comprising] **evidencing** the chattel paper are created, stored, and assigned in such a manner that:

(1) A single authoritative copy of the record or records exists which is unique, identifiable, and, except as otherwise provided in paragraphs (4), (5), and (6), unalterable;

(2) The authoritative copy identifies the [secured party] **purchaser** as the assignee of the record or records;

(3) The authoritative copy is communicated to and maintained by the [secured party] **purchaser** or its designated custodian;

(4) Copies or amendments that add or change an identified assignee of the authoritative copy can be made only with the consent of the [secured party] **purchaser**;

(5) Each copy of the authoritative copy and any copy of a copy is readily identifiable as a copy that is not the authoritative copy; and

(6) Any amendment of the authoritative copy is readily identifiable as authorized or unauthorized.

(c) A system satisfies subsection (a), and a **purchaser has control of an authoritative electronic copy of a record evidencing chattel paper, if the electronic copy, a record attached to or logically associated with the electronic copy, or a system in which the electronic copy is recorded:**

(1) **Enables the purchaser readily to identify each electronic copy as either an authoritative copy or a nonauthoritative copy;**

(2) **Enables the purchaser readily to identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as the assignee of the authoritative electronic copy; and**

(3) **Gives the purchaser exclusive power, subject to subsection (d), to:**

(A) **Prevent others from adding or changing an identified assignee of the authoritative electronic copy; and**

(B) **Transfer control of the authoritative electronic copy.**

(d) **Subject to subsection (e), a power is exclusive under subsection (c)(3)(A) and (B) even if:**

(1) **The authoritative electronic copy, a record attached to or logically associated with the authoritative electronic copy, or a system in which the authoritative electronic copy is recorded limits the use of the authoritative electronic copy or has a protocol programmed to cause a change, including a transfer or loss of control; or**

(2) **The power is shared with another person.**

(e) A power of a purchaser is not shared with another person under subsection (d)(2) and the purchaser's power is not exclusive if:

(1) The purchaser can exercise the power only if the power also is exercised by the other person; and

(2) The other person:

(A) Can exercise the power without exercise of the power by the purchaser; or

(B) Is the transferor to the purchaser of an interest in the chattel paper.

(f) If a purchaser has the powers specified in subsection (c)(3)(A) and (B), the powers are presumed to be exclusive.

(g) A purchaser has control of an authoritative electronic copy of a record evidencing chattel paper if another person, other than the transferor to the purchaser of an interest in the chattel paper:

(1) Has control of the authoritative electronic copy and acknowledges that it has control on behalf of the purchaser; or

(2) Obtains control of the authoritative electronic copy after having acknowledged that it will obtain control of the electronic copy on behalf of the purchaser.

400.9-105A (a) A person has control of electronic money if:

(1) The electronic money, a record attached to or logically associated with the electronic money, or a system in which the electronic money is recorded gives the person:

(A) Power to avail itself of substantially all the benefit from the electronic money; and

(B) Exclusive power, subject to subsection (b), to:

(i) Prevent others from availing themselves of substantially all the benefit from the electronic money; and

(ii) Transfer control of the electronic money to another person or cause another person to obtain control of other electronic money as a result of the transfer of the electronic money; and

(2) The electronic money, a record attached to or logically associated with the electronic money, or a system in which the electronic money is recorded enables the person readily to identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as having the powers under paragraph (1).

(b) Subject to subsection (c), a power is exclusive under subsection (a)(1)(B)(i) and (ii) even if:

(1) The electronic money, a record attached to or logically associated with the electronic money, or a system in which the electronic money is recorded limits the use of the electronic money or has a protocol programmed to cause a change, including a transfer or loss of control; or

(2) The power is shared with another person.

(c) A power of a person is not shared with another person under subsection (b)(2) and the person's power is not exclusive if:

(1) The person can exercise the power only if the power also is exercised by the other person; and

(2) The other person:

(A) Can exercise the power without exercise of the power by the person; or

(B) Is the transferor to the person of an interest in the electronic money.

(d) If a person has the powers specified in subsection (a)(1)(B)(i) and (ii), the powers are presumed to be exclusive.

(e) A person has control of electronic money if another person, other than the transferor to the person of an interest in the electronic money:

(1) Has control of the electronic money and acknowledges that it has control on behalf of the person; or

(2) Obtains control of the electronic money after having acknowledged that it will obtain control of the electronic money on behalf of the person.

400.9-107A (a) A secured party has control of a controllable electronic record as provided in Section 400.12-105.

(b) A secured party has control of a controllable account or controllable payment intangible if the secured party has control of the controllable electronic record that evidences the controllable account or controllable payment intangible.

400.9-107B (a) A person that has control under section 400.9-104, 400.9-105, or 400.9-105A is not required to acknowledge that it has control on behalf of another person.

(b) If a person acknowledges that it has or will obtain control on behalf of another person, unless the person otherwise agrees or law other than this article otherwise provides, the person does not owe any duty to the other person and is not required to confirm the acknowledgment to any other person.

400.9-203. (a) A security interest attaches to collateral when it becomes enforceable against the debtor with respect to the collateral, unless an agreement expressly postpones the time of attachment.

(b) Except as otherwise provided in subsections (c) through (i), a security interest is enforceable against the debtor and third parties with respect to the collateral only if:

(1) Value has been given;

(2) The debtor has rights in the collateral or the power to transfer rights in the collateral to a secured party; and

(3) One of the following conditions is met:

(A) The debtor has [authenticated] **signed** a security agreement that provides a description of the collateral and, if the security interest covers timber to be cut, a description of the land concerned;

(B) The collateral is not a certificated security and is in the possession of the secured party under section 400.9-313 pursuant to the debtor's security agreement;

(C) The collateral is a certificated security in registered form and the security certificate has been delivered to the secured party under section 400.8-301 pursuant to the debtor's security agreement; [or]

(D) The collateral is **controllable accounts, controllable electronic records, controllable payment intangibles**, deposit accounts, [electronic chattel paper,] **electronic documents, electronic money**, investment property, or letter-of-credit rights, and the secured party has control under section 400.9-104, [400.9-105,] **400.9-105A**, 400.9-106 [or], 400.9-107, **or 400.9-107A** pursuant to the debtor's security agreement; **or**

(E) The collateral is chattel paper and the secured party has possession and control under section 400.9-314A pursuant to the debtor's security agreement.

(c) Subsection (b) is subject to section 400.4-210 on the security interest of a collecting bank, section 400.5-118 on the security interest of a letter-of-credit issuer or nominated person, section 400.9-110 on a security interest arising under article 2 or 2A, and section 400.9-206 on security interests in investment property.

(d) A person becomes bound as debtor by a security agreement entered into by another person if, by operation of law other than this article or by contract:

(1) The security agreement becomes effective to create a security interest in the person's property; or

(2) The person becomes generally obligated for the obligations of the other person, including the obligation secured under the security agreement, and acquires or succeeds to all or substantially all of the assets of the other person.

(e) If a new debtor becomes bound as debtor by a security agreement entered into by another person:

(1) The agreement satisfies subsection (b)(3) with respect to existing or after-acquired property of the new debtor to the extent the property is described in the agreement; and

(2) Another agreement is not necessary to make a security interest in the property enforceable.

(f) The attachment of a security interest in collateral gives the secured party the rights to proceeds provided by section 400.9-315 and is also attachment of a security interest in a supporting obligation for the collateral.

(g) The attachment of a security interest in a right to payment or performance secured by a security interest or other lien on personal or real property is also attachment of a security interest in the security interest, mortgage, or other lien.

(h) The attachment of a security interest in a securities account is also attachment of a security interest in the security entitlements carried in the securities account.

(i) The attachment of a security interest in a commodity account is also attachment of a security interest in the commodity contracts carried in the commodity account.

400.9-204. (a) Except as otherwise provided in subsection (b), a security agreement may create or provide for a security interest in after-acquired collateral.

(b) **[A] Subject to subsection (b.1), a security interest does not attach under a term constituting an after-acquired property clause to:**

(1) Consumer goods, other than an accession when given as additional security, unless the debtor acquires rights in them within ten days after the secured party gives value; or

(2) A commercial tort claim.

(b.1) Subsection (b) does not prevent a security interest from attaching:

(1) To consumer goods as proceeds under Section 400.9-315(a) or commingled goods under Section 400.9-336(c);

(2) To a commercial tort claim as proceeds under Section 400.9-315(a); or

(3) Under an after-acquired property clause to property that is proceeds of consumer goods or a commercial tort claim.

(c) A security agreement may provide that collateral secures, or that accounts, chattel paper, payment intangibles, or promissory notes are sold in connection with, future advances or other value, whether or not the advances or value are given pursuant to commitment.

400.9-207. (a) Except as otherwise provided in subsection (d), a secured party shall use reasonable care in the custody and preservation of collateral in the secured party's possession. In the case of chattel paper or an instrument, reasonable care includes taking necessary steps to preserve rights against prior parties unless otherwise agreed.

(b) Except as otherwise provided in subsection (d), if a secured party has possession of collateral:

(1) Reasonable expenses, including the cost of insurance and payment of taxes or other charges, incurred in the custody, preservation, use, or operation of the collateral are chargeable to the debtor and are secured by the collateral;

(2) The risk of accidental loss or damage is on the party having possession of the collateral;

(3) The secured party shall keep the collateral identifiable, but fungible collateral may be commingled; and

(4) The secured party may use or operate the collateral:

(A) For the purpose of preserving the collateral or its value;

(B) As permitted by an order of a court having competent jurisdiction; or

(C) Except in the case of consumer goods, in the manner and to the extent agreed by the debtor.

(c) Except as otherwise provided in subsection (d), a secured party having possession of collateral or control of collateral under section 400.9-104, 400.9-105, **400.9-105A**, 400.9-106 [or], 400.9-107, or **400.9-107A**:

(1) May hold as additional security any proceeds, except money or funds, received from the collateral;

(2) Shall apply money or funds received from the collateral to reduce the secured obligation, unless remitted to the debtor; and

(3) May create a security interest in the collateral.

(d) If the secured party is a buyer of accounts, chattel paper, payment intangibles, or promissory notes or a consignor:

(1) Subsection (a) does not apply unless the secured party is entitled under an agreement:

(A) To charge back uncollected collateral; or

(B) Otherwise to full or limited recourse against the debtor or a secondary obligor based on the nonpayment or other default of an account debtor or other obligor on the collateral; and

(2) Subsections (b) and (c) do not apply.

400.9-208. (a) This section applies to cases in which there is no outstanding secured obligation and the secured party is not committed to make advances, incur obligations, or otherwise give value.

(b) Within ten days after receiving [an authenticated] **a signed** demand by the debtor:

(1) A secured party having control of a deposit account under section 400.9-104(a)(2) shall send to the bank with which the deposit account is maintained [an authenticated statement] **a signed record** that releases the bank from any further obligation to comply with instructions originated by the secured party;

(2) A secured party having control of a deposit account under section 400.9-104(a)(3) shall:

(A) Pay the debtor the balance on deposit in the deposit account; or

(B) Transfer the balance on deposit into a deposit account in the debtor's name;

(3) A secured party, other than a buyer, having control [of electronic chattel paper] under section 400.9-105 **of an authoritative electronic copy of a record evidencing chattel paper** [shall:

(A) Communicate the authoritative copy of the electronic chattel paper to the debtor or its designated custodian;

(B) If the debtor designates a custodian that is the designated custodian with which the authoritative copy of the electronic chattel paper is maintained for the secured party, communicate to the custodian an authenticated record releasing the designated custodian from any further obligation to comply with instructions originated by the secured party and instructing the custodian to comply with instructions originated by the debtor; and

(C) Take appropriate action to enable the debtor or its designated custodian to make copies of or revisions to the authoritative copy which add or change an identified assignee of the authoritative copy

without the consent of the secured party] **shall transfer control of the electronic copy to the debtor or a person designated by the debtor;**

(4) A secured party having control of investment property under section 400.8-106(d)(2) or 400.9-106(b) shall send to the securities intermediary or commodity intermediary with which the security entitlement or commodity contract is maintained [an authenticated] **a signed** record that releases the securities intermediary or commodity intermediary from any further obligation to comply with entitlement orders or directions originated by the secured party; [and]

(5) A secured party having control of a letter-of-credit right under section 400.9-107 shall send to each person having an unfulfilled obligation to pay or deliver proceeds of the letter of credit to the secured party [an authenticated] **a signed** release from any further obligation to pay or deliver proceeds of the letter of credit to the secured party;

(6) **A secured party having control under section 400.7-106 of an authoritative electronic copy of an electronic document shall transfer control of the electronic copy to the debtor or a person designated by the debtor;**

(7) **A secured party having control under section 400.9-105A of electronic money shall transfer control of the electronic money to the debtor or a person designated by the debtor; and**

(8) **A secured party having control under section 400.12-105 of a controllable electronic record, other than a buyer of a controllable account or controllable payment intangible evidenced by the controllable electronic record, shall transfer control of the controllable electronic record to the debtor or a person designated by the debtor.**

400.9-209. (a) Except as otherwise provided in subsection (c), this section applies if:

(1) There is no outstanding secured obligation; and

(2) The secured party is not committed to make advances, incur obligations, or otherwise give value.

(b) Within ten days after receiving [an authenticated] **a signed** demand by the debtor, a secured party shall send to an account debtor that has received notification **under section 400.9-406(a) or 400.12-106(b)** of an assignment to the secured party as assignee [under section 400.9-406(a) an authenticated] **a signed** record that releases the account debtor from any further obligation to the secured party.

(c) This section does not apply to an assignment constituting the sale of an account, chattel paper, or payment intangible.

400.9-210. (a) In this section:

(1) “Request” means a record of a type described in paragraph (2),(3), or (4);

(2) “Request for an accounting” means a record [authenticated] **signed** by a debtor requesting that the recipient provide an accounting of the unpaid obligations secured by collateral and reasonably identifying the transaction or relationship that is the subject of the request;

(3) “Request regarding a list of collateral” means a record [authenticated] **signed** by a debtor requesting that the recipient approve or correct a list of what the debtor believes to be the collateral

securing an obligation and reasonably identifying the transaction or relationship that is the subject of the request;

(4) “Request regarding a statement of account” means a record [authenticated] **signed** by a debtor requesting that the recipient approve or correct a statement indicating what the debtor believes to be the aggregate amount of unpaid obligations secured by collateral as of a specified date and reasonably identifying the transaction or relationship that is the subject of the request.

(b) Subject to subsections (c), (d), (e), and (f), a secured party, other than a buyer of accounts, chattel paper, payment intangibles, or promissory notes or a consignor, shall comply with a request within fourteen days after receipt:

(1) In the case of a request for an accounting, by [authenticating] **signing** and sending to the debtor an accounting; and

(2) In the case of a request regarding a list of collateral or a request regarding a statement of account, by [authenticating] **signing** and sending to the debtor an approval or correction.

(c) A secured party that claims a security interest in all of a particular type of collateral owned by the debtor may comply with a request regarding a list of collateral by sending to the debtor [an authenticated] **a signed** record including a statement to that effect within fourteen days after receipt.

(d) A person that receives a request regarding a list of collateral, claims no interest in the collateral when it receives the request, and claimed an interest in the collateral at an earlier time shall comply with the request within fourteen days after receipt by sending to the debtor [an authenticated] **a signed** record:

(1) Disclaiming any interest in the collateral; and

(2) If known to the recipient, providing the name and mailing address of any assignee of or successor to the recipient's security interest in the collateral.

(e) A person that receives a request for an accounting or a request regarding a statement of account, claims no interest in the obligations when it receives the request, and claimed an interest in the obligations at an earlier time shall comply with the request within fourteen days after receipt by sending to the debtor [an authenticated] **a signed** record:

(1) Disclaiming any interest in the obligations; and

(2) If known to the recipient, providing the name and mailing address of any assignee of or successor to the recipient's interest in the obligations.

(f) A debtor is entitled without charge to one response to a request under this section during any six-month period. The secured party may require payment of a charge not exceeding twenty-five dollars for each additional response.

400.9-301. Except as otherwise provided in sections 400.9-303 through [400.9-306] **400.9-306B**, the following rules determine the law governing perfection, the effect of perfection or nonperfection, and the priority of a security interest in collateral:

(1) Except as otherwise provided in this section, while a debtor is located in a jurisdiction, the local law of that jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in collateral;

(2) While collateral is located in a jurisdiction, the local law of that jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a possessory security interest in that collateral;

(3) Except as otherwise provided in paragraph (4), while negotiable **tangible** documents, goods, instruments, **or tangible** money[, or tangible chattel paper] is located in a jurisdiction, the local law of that jurisdiction governs:

(A) Perfection of a security interest in the goods by filing a fixture filing;

(B) Perfection of a security interest in timber to be cut; and

(C) The effect of perfection or nonperfection and the priority of a nonpossessory security interest in the collateral;

(4) The local law of the jurisdiction in which the wellhead or minehead is located governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in as-extracted collateral.

400.9-304. (a) The local law of a bank's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a deposit account maintained with that bank **even if the transaction does not bear any relation to the bank's jurisdiction.**

(b) The following rules determine a bank's jurisdiction for purposes of this part:

(1) If an agreement between the bank and the debtor governing the deposit account expressly provides that a particular jurisdiction is the bank's jurisdiction for purposes of this part, this article, or this chapter, that jurisdiction is the bank's jurisdiction;

(2) If paragraph (1) does not apply and an agreement between the bank and its customer governing the deposit account expressly provides that the agreement is governed by the law of a particular jurisdiction, that jurisdiction is the bank's jurisdiction;

(3) If neither paragraph (1) nor paragraph (2) applies and an agreement between the bank and its customer governing the deposit account expressly provides that the deposit account is maintained at an office in a particular jurisdiction, that jurisdiction is the bank's jurisdiction;

(4) If none of the preceding paragraphs applies, the bank's jurisdiction is the jurisdiction in which the office identified in an account statement as the office serving the customer's account is located;

(5) If none of the preceding paragraphs applies, the bank's jurisdiction is the jurisdiction in which the chief executive office of the bank is located.

400.9-305. (a) Except as otherwise provided in subsection (c), the following rules apply:

(1) While a security certificate is located in a jurisdiction, the local law of that jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in the certificated security represented thereby;

(2) The local law of the issuer's jurisdiction as specified in section 400.8-110(d) governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in an uncertificated security;

(3) The local law of the securities intermediary's jurisdiction as specified in section 400.8-110(e) governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a security entitlement or securities account;

(4) The local law of the commodity intermediary's jurisdiction governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a commodity contract or commodity account;

(5) Paragraphs (2), (3), and (4) apply even if the transaction does not bear any relation to the jurisdiction.

(b) The following rules determine a commodity intermediary's jurisdiction for purposes of this part:

(1) If an agreement between the commodity intermediary and commodity customer governing the commodity account expressly provides that a particular jurisdiction is the commodity intermediary's jurisdiction for purposes of this part, this article, or this chapter, that jurisdiction is the commodity intermediary's jurisdiction;

(2) If paragraph (1) does not apply and an agreement between the commodity intermediary and commodity customer governing the commodity account expressly provides that the agreement is governed by the law of a particular jurisdiction, that jurisdiction is the commodity intermediary's jurisdiction;

(3) If neither paragraph (1) nor paragraph (2) applies and an agreement between the commodity intermediary and commodity customer governing the commodity account expressly provides that the commodity account is maintained at an office in a particular jurisdiction, that jurisdiction is the commodity intermediary's jurisdiction;

(4) If none of the preceding paragraphs applies, the commodity intermediary's jurisdiction is the jurisdiction in which the office identified in an account statement as the office serving the commodity customer's account is located;

(5) If none of the preceding paragraphs applies, the commodity intermediary's jurisdiction is the jurisdiction in which the chief executive office of the commodity intermediary is located.

(c) The local law of the jurisdiction in which the debtor is located governs:

(1) Perfection of a security interest in investment property by filing;

(2) Automatic perfection of a security interest in investment property created by a broker or securities intermediary; and

(3) Automatic perfection of a security interest in a commodity contract or commodity account created by a commodity intermediary.

400.9-306A (a) Except as provided in subsection (d), if chattel paper is evidenced only by an authoritative electronic copy of the chattel paper or is evidenced by an authoritative electronic copy and an authoritative tangible copy, the local law of the chattel paper's jurisdiction governs

perfection, the effect of perfection or nonperfection, and the priority of a security interest in the chattel paper, even if the transaction does not bear any relation to the chattel paper's jurisdiction.

(b) The following rules determine the chattel paper's jurisdiction under this section:

(1) If the authoritative electronic copy of the record evidencing chattel paper, or a record attached to or logically associated with the electronic copy and readily available for review, expressly provides that a particular jurisdiction is the chattel paper's jurisdiction for purposes of this part, this article, or this chapter, that jurisdiction is the chattel paper's jurisdiction.

(2) If paragraph (1) does not apply and the rules of the system in which the authoritative electronic copy is recorded are readily available for review and expressly provide that a particular jurisdiction is the chattel paper's jurisdiction for purposes of this part, this article, or this chapter, that jurisdiction is the chattel paper's jurisdiction.

(3) If paragraphs (1) and (2) do not apply and the authoritative electronic copy, or a record attached to or logically associated with the electronic copy and readily available for review, expressly provides that the chattel paper is governed by the law of a particular jurisdiction, that jurisdiction is the chattel paper's jurisdiction.

(4) If paragraphs (1), (2), and (3) do not apply and the rules of the system in which the authoritative electronic copy is recorded are readily available for review and expressly provide that the chattel paper or the system is governed by the law of a particular jurisdiction, that jurisdiction is the chattel paper's jurisdiction.

(5) If paragraphs (1) through (4) do not apply, the chattel paper's jurisdiction is the jurisdiction in which the debtor is located.

(c) If an authoritative tangible copy of a record evidences chattel paper and the chattel paper is not evidenced by an authoritative electronic copy, while the authoritative tangible copy of the record evidencing chattel paper is located in a jurisdiction, the local law of that jurisdiction governs:

(1) Perfection of a security interest in the chattel paper by possession under section 400.9-314A; and

(2) The effect of perfection or nonperfection and the priority of a security interest in the chattel paper.

(d) The local law of the jurisdiction in which the debtor is located governs perfection of a security interest in chattel paper by filing.

400.9-306B (a) Except as provided in subsection (b), the local law of the controllable electronic record's jurisdiction specified in section 400.12-107(c) and (d) governs perfection, the effect of perfection or nonperfection, and the priority of a security interest in a controllable electronic record and a security interest in a controllable account or controllable payment intangible evidenced by the controllable electronic record.

(b) The local law of the jurisdiction in which the debtor is located governs:

(1) Perfection of a security interest in a controllable account, controllable electronic record, or controllable payment intangible by filing; and

(2) Automatic perfection of a security interest in a controllable payment intangible created by a sale of the controllable payment intangible.

400.9-310. (a) Except as otherwise provided in subsection (b) and section 400.9-312(b), a financing statement must be filed to perfect all security interests and agricultural liens.

(b) The filing of a financing statement is not necessary to perfect a security interest:

(1) That is perfected under section 400.9-308(c), (d), (e) or (f);

(2) That is perfected under section 400.9-309 when it attaches;

(3) In property subject to a statute, regulation, or treaty described in section 400.9-311(a);

(4) In goods in possession of a bailee which is perfected under section 400.9-312(d)(1) or (2);

(5) In certificated securities, documents, goods, or instruments which is perfected without filing or possession under section 400.9-312(e), (f), or (g);

(6) In collateral in the secured party's possession under section 400.9-313;

(7) In a certificated security which is perfected by delivery of the security certificate to the secured party under section 400.9-313;

(8) In **controllable accounts, controllable electronic records, controllable payment intangibles, deposit accounts, [electronic chattel paper,] electronic documents,** investment property, or letter-of-credit rights which is perfected by control under section 400.9-314;

(8.1) In chattel paper which is perfected by possession and control under section 400.9-314A;

(9) In proceeds which is perfected under section 400.9-315; or

(10) That is perfected under section 400.9-316.

(c) If a secured party assigns a perfected security interest or agricultural lien, a filing under this article is not required to continue the perfected status of the security interest against creditors of and transferees from the original debtor.

400.9-312. (a) A security interest in chattel paper, [negotiable documents,] **controllable accounts, controllable electronic records, controllable payment intangibles,** instruments, [or] investment property, **or negotiable documents** may be perfected by filing.

(b) Except as otherwise provided in section 400.9-315(c) and (d) for proceeds:

(1) A security interest in a deposit account may be perfected only by control under section 400.9-314;

(2) And except as otherwise provided in section 400.9-308(c), a security interest in a letter-of-credit right may be perfected only by control under section 400.9-314; [and]

(3) A security interest in **tangible** money may be perfected only by the secured party's taking possession under section 400.9-313; **and**

(4) A security interest in electronic money may be perfected only by control under section 400.9-314.

(c) While goods are in the possession of a bailee that has issued a negotiable document covering the goods:

(1) A security interest in the goods may be perfected by perfecting a security interest in the document; and

(2) A security interest perfected in the document has priority over any security interest that becomes perfected in the goods by another method during that time.

(d) While goods are in the possession of a bailee that has issued a nonnegotiable document covering the goods, a security interest in the goods may be perfected by:

(1) Issuance of a document in the name of the secured party;

(2) The bailee's receipt of notification of the secured party's interest; or

(3) Filing as to the goods.

(e) A security interest in certificated securities, negotiable documents, or instruments is perfected without filing or the taking of possession for a period of twenty days from the time it attaches to the extent that it arises for new value given under [an authenticated] **a signed** security agreement.

(f) A perfected security interest in a negotiable document or goods in possession of a bailee, other than one that has issued a negotiable document for the goods, remains perfected for twenty days without filing if the secured party makes available to the debtor the goods or documents representing the goods for the purpose of:

(1) Ultimate sale or exchange; or

(2) Loading, unloading, storing, shipping, transshipping, manufacturing, processing, or otherwise dealing with them in a manner preliminary to their sale or exchange.

(g) A perfected security interest in a certificated security or instrument remains perfected for twenty days without filing if the secured party delivers the security certificate or instrument to the debtor for the purpose of:

(1) Ultimate sale or exchange; or

(2) Presentation, collection, enforcement, renewal, or registration of transfer.

(h) After the twenty-day period specified in subsection (e), (f), or (g) expires, perfection depends upon compliance with this article.

400.9-313. (a) Except as otherwise provided in subsection (b), a secured party may perfect a security interest in [negotiable documents,] goods, instruments, **negotiable tangible documents, or tangible money**[, or tangible chattel paper] by taking possession of the collateral. A secured party may perfect a

security interest in certificated securities by taking delivery of the certificated securities under section 400.8-301.

(b) With respect to goods covered by a certificate of title issued by this state, a secured party may perfect a security interest in the goods by taking possession of the goods only in the circumstances described in section 400.9-316(d).

(c) With respect to collateral other than certificated securities and goods covered by a document, a secured party takes possession of collateral in the possession of a person other than the debtor, the secured party, or a lessee of the collateral from the debtor in the ordinary course of the debtor's business, when:

(1) The person in possession [authenticates] **signs** a record acknowledging that it holds possession of the collateral for the secured party's benefit; or

(2) The person takes possession of the collateral after having [authenticated] **signed** a record acknowledging that it will hold possession of **the** collateral for the secured party's benefit.

(d) If perfection of a security interest depends upon possession of the collateral by a secured party, perfection occurs [no] **not** earlier than the time the secured party takes possession and continues only while the secured party retains possession.

(e) A security interest in a certificated security in registered form is perfected by delivery when delivery of the certificated security occurs under section 400.8-301 and remains perfected by delivery until the debtor obtains possession of the security certificate.

(f) A person in possession of collateral is not required to acknowledge that it holds possession for a secured party's benefit.

(g) If a person acknowledges that it holds possession for the secured party's benefit:

(1) The acknowledgment is effective under subsection (c) or section 400.8-301(a), even if the acknowledgment violates the rights of a debtor; and

(2) Unless the person otherwise agrees or law other than this article otherwise provides, the person does not owe any duty to the secured party and is not required to confirm the acknowledgment to another person.

(h) A secured party having possession of collateral does not relinquish possession by delivering the collateral to a person other than the debtor or a lessee of the collateral from the debtor in the ordinary course of the debtor's business if the person was instructed before the delivery or is instructed contemporaneously with the delivery:

(1) To hold possession of the collateral for the secured party's benefit; or

(2) To redeliver the collateral to the secured party.

(i) A secured party does not relinquish possession, even if a delivery under subsection (h) violates the rights of a debtor. A person to which collateral is delivered under subsection (h) does not owe any duty to the secured party and is not required to confirm the delivery to another person unless the person otherwise agrees or law other than this article otherwise provides.

400.9-314. (a) A security interest in [investment property, deposit accounts, letter-of-credit rights, or electronic chattel paper] **controllable accounts, controllable electronic records, controllable payment intangibles, deposit accounts, electronic documents, electronic money, investment property, or letter-of-credit rights** may be perfected by control of the collateral under section 400.9-104, [400.9-105,] **400.9-105A, 400.9-106 [or] 400.9-107, or 400.9-107A.**

(b) A security interest in [deposit accounts, electronic chattel paper, or letter-of-credit rights] **controllable accounts, controllable electronic records, controllable payment intangibles, deposit accounts, electronic documents, electronic money, or letter-of-credit rights** is perfected by control under section **400.7-106, 400.9-104, [400.9-105 or] 400.9-105A, 400.9-107 [when], or 400.9-107A not earlier than the time** the secured party obtains control and remains perfected by control only while the secured party retains control.

(c) A security interest in investment property is perfected by control under section 400.9-106 [from] **not earlier than** the time the secured party obtains control and remains perfected by control until:

(1) The secured party does not have control; and

(2) One of the following occurs:

(A) If the collateral is a certificated security, the debtor has or acquires possession of the security certificate;

(B) If the collateral is an uncertificated security, the issuer has registered or registers the debtor as the registered owner; or

(C) If the collateral is a security entitlement, the debtor is or becomes the entitlement holder.

400.9-314A (a) A secured party may perfect a security interest in chattel paper by taking possession of each authoritative tangible copy of the record evidencing the chattel paper and obtaining control of each authoritative electronic copy of the electronic record evidencing the chattel paper.

(b) A security interest is perfected under subsection (a) not earlier than the time the secured party takes possession and obtains control and remains perfected under subsection (a) only while the secured party retains possession and control.

(c) Section 400.9-313(c) and (f) through (i) applies to perfection by possession of an authoritative tangible copy of a record evidencing chattel paper.

400.9-316. (a) A security interest perfected pursuant to the law of the jurisdiction designated in section 400.9-301(1) [or], 400.9-305(c), **400.9-306A(d), or 400.9-306B(b)** remains perfected until the earliest of:

(1) The time perfection would have ceased under the law of that jurisdiction;

(2) The expiration of four months after a change of the debtor's location to another jurisdiction; or

(3) The expiration of one year after a transfer of collateral to a person that thereby becomes a debtor and is located in another jurisdiction.

(b) If a security interest described in subsection (a) becomes perfected under the law of the other jurisdiction before the earliest time or event described in that subsection, it remains perfected thereafter. If the security interest does not become perfected under the law of the other jurisdiction before the earliest time or event, it becomes unperfected and is deemed never to have been perfected as against a purchaser of the collateral for value.

(c) A possessory security interest in collateral, other than goods covered by a certificate of title and as-extracted collateral consisting of goods, remains continuously perfected if:

(1) The collateral is located in one jurisdiction and subject to a security interest perfected under the law of that jurisdiction;

(2) Thereafter the collateral is brought into another jurisdiction; and

(3) Upon entry into the other jurisdiction, the security interest is perfected under the law of the other jurisdiction.

(d) Except as otherwise provided in subsection (e), a security interest in goods covered by a certificate of title which is perfected by any method under the law of another jurisdiction when the goods become covered by a certificate of title from this state remains perfected until the security interest would have become unperfected under the law of the other jurisdiction had the goods not become so covered.

(e) A security interest described in subsection (d) becomes unperfected as against a purchaser of the goods for value and is deemed never to have been perfected as against a purchaser of the goods for value if the applicable requirements for perfection under section 400.9-311(b) or 400.9-313 are not satisfied before the earlier of:

(1) The time the security interest would have become unperfected under the law of the other jurisdiction had the goods not become covered by a certificate of title from this state; or

(2) The expiration of four months after the goods had become so covered.

(f) A security interest in **chattel paper, controllable accounts, controllable electronic records, controllable payment intangibles**, deposit accounts, letter-of-credit rights, or investment property which is perfected under the law of the **chattel paper's jurisdiction, the controllable electronic record's jurisdiction, the bank's jurisdiction, the issuer's jurisdiction, a nominated person's jurisdiction, the securities intermediary's jurisdiction, or the commodity intermediary's jurisdiction**, as applicable, remains perfected until the earlier of:

(1) The time the security interest would have become unperfected under the law of that jurisdiction; or

(2) The expiration of four months after a change of the applicable jurisdiction to another jurisdiction.

(g) If a security interest described in subsection (f) becomes perfected under the law of the other jurisdiction before the earlier of the time or the end of the period described in that subsection, it remains perfected thereafter. If the security interest does not become perfected under the law of the other jurisdiction before the earlier of that time or the end of that period, it becomes unperfected and is deemed never to have been perfected as against a purchaser of the collateral for value.

(h) The following rules apply to collateral to which a security interest attaches within four months after the debtor changes its location to another jurisdiction:

(1) A financing statement filed before the change pursuant to the law of the jurisdiction designated in section 400.9-301(1) or 400.9-305(c) is effective to perfect a security interest in the collateral if the financing statement would have been effective to perfect a security interest in the collateral had the debtor not changed its location.

(2) If a security interest perfected by a financing statement that is effective under paragraph (1) becomes perfected under the law of the other jurisdiction before the earlier of the time the financing statement would have become ineffective under the law of the jurisdiction designated in section 400.9-301(1) or 400.9-305(c) or the expiration of the four-month period, it remains perfected thereafter. If the security interest does not become perfected under the law of the other jurisdiction before the earlier time or event, it becomes unperfected and is deemed never to have been perfected as against a purchaser of the collateral for value.

(i) If a financing statement naming an original debtor is filed pursuant to the law of the jurisdiction designated in section 400.9-301(1) or 400.9-305(c) and the new debtor is located in another jurisdiction, the following rules apply:

(1) The financing statement is effective to perfect a security interest in collateral acquired by the new debtor before, and within four months after, the new debtor becomes bound under section 400.9-203(d), if the financing statement would have been effective to perfect a security interest in the collateral had the collateral been acquired by the original debtor.

(2) A security interest perfected by the financing statement and which becomes perfected under the law of the other jurisdiction before the earlier of the time the financing statement would have become ineffective under the law of the jurisdiction designated in section 400.9-301(1) or 400.9-305(c) or the expiration of the four-month period remains perfected thereafter. A security interest that is perfected by the financing statement but that does not become perfected under the law of the other jurisdiction before the earlier time or event becomes unperfected and is deemed never to have been perfected as against a purchaser of the collateral for value.

400.9-317. (a) A security interest or agricultural lien is subordinate to the rights of:

(1) A person entitled to priority under section 400.9-322; and

(2) Except as otherwise provided in subsection (e), a person that becomes a lien creditor before the earlier of the time:

(A) The security interest or agricultural lien is perfected; or

(B) One of the conditions specified in section 400.9-203(b)(3) is met and a financing statement covering the collateral is filed.

(b) Except as otherwise provided in subsection (e), a buyer, other than a secured party, [of tangible chattel paper, documents,] **of** goods, instruments, **tangible documents**, or a [certificated] security **certificate** takes free of a security interest or agricultural lien if the buyer gives value and receives delivery of the collateral without knowledge of the security interest or agricultural lien and before it is perfected.

(c) Except as otherwise provided in subsection (e), a lessee of goods takes free of a security interest or agricultural lien if the lessee gives value and receives delivery of the collateral without knowledge of the security interest or agricultural lien and before it is perfected.

(d) **Subject to subsections (f) through (i)**, a licensee of a general intangible or a buyer, other than a secured party, of collateral other than [tangible chattel paper, tangible documents,] **electronic money**, goods, instruments, **tangible documents**, or a certificated security takes free of a security interest if the licensee or buyer gives value without knowledge of the security interest and before it is perfected.

(e) Except as otherwise provided in sections 400.9-320 and 400.9-321, if a person files a financing statement with respect to a purchase-money security interest before or within twenty days after the debtor receives delivery of the collateral, the security interest takes priority over the rights of a buyer, lessee, or lien creditor which arise between the time the security interest attaches and the time of filing.

(f) A buyer, other than a secured party, of chattel paper takes free of a security interest if, without knowledge of the security interest and before it is perfected, the buyer gives value and:

(1) Receives delivery of each authoritative tangible copy of the record evidencing the chattel paper; and

(2) If each authoritative electronic copy of the record evidencing the chattel paper can be subjected to control under section 400.9-105, obtains control of each authoritative electronic copy.

(g) A buyer of an electronic document takes free of a security interest if, without knowledge of the security interest and before it is perfected, the buyer gives value and, if each authoritative electronic copy of the document can be subjected to control under section 400.7-106, obtains control of each authoritative electronic copy.

(h) A buyer of a controllable electronic record takes free of a security interest if, without knowledge of the security interest and before it is perfected, the buyer gives value and obtains control of the controllable electronic record.

(i) A buyer, other than a secured party, of a controllable account or a controllable payment intangible takes free of a security interest if, without knowledge of the security interest and before it is perfected, the buyer gives value and obtains control of the controllable account or controllable payment intangible.

400.9-323. (a) Except as otherwise provided in subsection (c), for purposes of determining the priority of a perfected security interest under section 400.9-322(a)(1), perfection of the security interest dates from the time an advance is made to the extent that the security interest secures an advance that:

(1) Is made while the security interest is perfected only:

(A) Under section 400.9-309 when it attaches; or

(B) Temporarily under section 400.9-312(e), (f), or (g); and

(2) Is not made pursuant to a commitment entered into before or while the security interest is perfected by a method other than under section 400.9-309 or 400.9-312(e), (f), or (g).

(b) Except as otherwise provided in subsection (c), a security interest is subordinate to the rights of a person that becomes a lien creditor to the extent that the security interest secures an advance made more than forty-five days after the person becomes a lien creditor unless the advance is made:

- (1) Without knowledge of the lien; or
- (2) Pursuant to a commitment entered into without knowledge of the lien.

(c) Subsections (a) and (b) do not apply to a security interest held by a secured party that is a buyer of accounts, chattel paper, payment intangibles, or promissory notes or a consignor.

(d) Except as otherwise provided in subsection (e), a buyer of goods [other than a buyer in ordinary course of business] takes free of a security interest to the extent that it secures advances made after the earlier of:

- (1) The time the secured party acquires knowledge of the buyer's purchase; or
- (2) Forty-five days after the purchase.

(e) Subsection (d) does not apply if the advance is made pursuant to a commitment entered into without knowledge of the buyer's purchase and before the expiration of the forty-five-day period.

(f) Except as otherwise provided in subsection (g), a lessee of goods[, other than a lessee in ordinary course of business,] takes the leasehold interest free of a security interest to the extent that it secures advances made after the earlier of:

- (1) The time the secured party acquires knowledge of the lease; or
- (2) Forty-five days after the lease contract becomes enforceable.

(g) Subsection (f) does not apply if the advance is made pursuant to a commitment entered into without knowledge of the lease and before the expiration of the forty-five-day period.

400.9-324. (a) Except as otherwise provided in subsection (g), a perfected purchase-money security interest in goods other than inventory or livestock has priority over a conflicting security interest in the same goods, and, except as otherwise provided in section 400.9-327, a perfected security interest in its identifiable proceeds also has priority, if the purchase-money security interest is perfected when the debtor receives possession of the collateral or within twenty days thereafter.

(b) Subject to subsection (c) and except as otherwise provided in subsection (g), a perfected purchase-money security interest in inventory has priority over a conflicting security interest in the same inventory, has priority over a conflicting security interest in chattel paper or an instrument constituting proceeds of the inventory and in proceeds of the chattel paper, if so provided in section 400.9-330, and, except as otherwise provided in section 400.9-327, also has priority in identifiable cash proceeds of the inventory to the extent the identifiable cash proceeds are received on or before the delivery of the inventory to a buyer, if:

- (1) The purchase-money security interest is perfected when the debtor receives possession of the inventory;

(2) The purchase-money secured party sends [an authenticated] **a signed** notification to the holder of the conflicting security interest;

(3) The holder of the conflicting security interest receives the notification within five years before the debtor receives possession of the inventory; and

(4) The notification states that the person sending the notification has or expects to acquire a purchase-money security interest in inventory of the debtor and describes the inventory.

(c) Subsections (b)(2) through (4) apply only if the holder of the conflicting security interest had filed a financing statement covering the same types of inventory:

(1) If the purchase-money security interest is perfected by filing, before the date of the filing; or

(2) If the purchase-money security interest is temporarily perfected without filing or possession under section 400.9-312(f), before the beginning of the twenty-day period thereunder.

(d) Subject to subsection (e) and except as otherwise provided in subsection (g), a perfected purchase-money security interest in livestock that are farm products has priority over a conflicting security interest in the same livestock, and, except as otherwise provided in section 400.9-327, a perfected security interest in their identifiable proceeds and identifiable products in their unmanufactured states also has priority, if:

(1) The purchase-money security interest is perfected when the debtor receives possession of the livestock;

(2) The purchase-money secured party sends [an authenticated] **a signed** notification to the holder of the conflicting security interest;

(3) The holder of the conflicting security interest receives the notification within six months before the debtor receives possession of the livestock; and

(4) The notification states that the person sending the notification has or expects to acquire a purchase-money security interest in livestock of the debtor and describes the livestock.

(e) Subsections (d)(2) through (4) apply only if the holder of the conflicting security interest had filed a financing statement covering the same types of livestock:

(1) If the purchase-money security interest is perfected by filing, before the date of the filing; or

(2) If the purchase-money security interest is temporarily perfected without filing or possession under section 400.9-312(f), before the beginning of the twenty-day period thereunder.

(f) Except as otherwise provided in subsection (g), a perfected purchase-money security interest in software has priority over a conflicting security interest in the same collateral, and, except as otherwise provided in section 400.9-327, a perfected security interest in its identifiable proceeds also has priority, to the extent that the purchase-money security interest in the goods in which the software was acquired for use has priority in the goods and proceeds of the goods under this section.

(g) If more than one security interest qualifies for priority in the same collateral under subsection (a), (b), (d), or (f):

(1) A security interest securing an obligation incurred as all or part of the price of the collateral has priority over a security interest securing an obligation incurred for value given to enable the debtor to acquire rights in or the use of collateral; and

(2) In all other cases, section 400.9-322(a) applies to the qualifying security interests.

400.9-326A A security interest in a controllable account, controllable electronic record, or controllable payment intangible held by a secured party having control of the account, electronic record, or payment intangible has priority over a conflicting security interest held by a secured party that does not have control.

400.9-330. (a) A purchaser of chattel paper has priority over a security interest in the chattel paper which is claimed merely as proceeds of inventory subject to a security interest if:

(1) In good faith and in the ordinary course of the purchaser's business, the purchaser gives new value [and], takes possession of **each authoritative tangible copy of the record evidencing** the chattel paper [or], **and obtains control [of] under section 400.9-105 of each authoritative electronic copy of the record evidencing** the chattel paper [under section 400.9-105]; and

(2) The [chattel paper does] **authoritative copies of the record evidencing the chattel paper** do not indicate that [it] **the chattel paper** has been assigned to an identified assignee other than the purchaser.

(b) A purchaser of chattel paper has priority over a security interest in the chattel paper which is claimed other than merely as proceeds of inventory subject to a security interest if the purchaser gives new value [and], takes possession of **each authoritative tangible copy of the record evidencing** the chattel paper [or], **and obtains control [of] under section 400.9-105 of each authoritative electronic copy of the record evidencing** the chattel paper [under section 400.9-105] in good faith, in the ordinary course of the purchaser's business, and without knowledge that the purchase violates the rights of the secured party.

(c) Except as otherwise provided in section 400.9-327, a purchaser having priority in chattel paper under subsection (a) or (b) also has priority in proceeds of the chattel paper to the extent that:

(1) Section 400.9-322 provides for priority in the proceeds; or

(2) The proceeds consist of the specific goods covered by the chattel paper or cash proceeds of the specific goods, even if the purchaser's security interest in the proceeds is unperfected.

(d) Except as otherwise provided in section 400.9-331(a), a purchaser of an instrument has priority over a security interest in the instrument perfected by a method other than possession if the purchaser gives value and takes possession of the instrument in good faith and without knowledge that the purchase violates the rights of the secured party.

(e) For purposes of subsections (a) and (b), the holder of a purchase-money security interest in inventory gives new value for chattel paper constituting proceeds of the inventory.

(f) For purposes of subsections (b) and (d), if **the authoritative copies of the record evidencing** chattel paper or an instrument [indicates] **indicate** that [it] **the chattel paper or instrument** has been

assigned to an identified secured party other than the purchaser, a purchaser of the chattel paper or instrument has knowledge that the purchase violates the rights of the secured party.

400.9-331. (a) This article does not limit the rights of a holder in due course of a negotiable instrument, a holder to which a negotiable document of title has been duly negotiated, [or] a protected purchaser of a security, **or a qualifying purchaser of a controllable account, controllable electronic record, or controllable payment intangible**. These holders or purchasers take priority over an earlier security interest, even if perfected, to the extent provided in articles 3, 7, [and] 8, **and 12**.

(b) This article does not limit the rights of or impose liability on a person to the extent that the person is protected against the assertion of an adverse claim under article 8 **or 12**.

(c) Filing under this article does not constitute notice of a claim or defense to the holders, or purchasers, or persons described in subsections (a) and (b).

400.9-332. (a) A transferee of **tangible** money takes the money free of a security interest [unless the transferee acts] **if the transferee receives possession of the money without acting** in collusion with the debtor in violating the rights of the secured party.

(b) A transferee of funds from a deposit account takes the funds free of a security interest in the deposit account [unless the transferee acts] **if the transferee receives the funds without acting** in collusion with the debtor in violating the rights of the secured party.

(c) A transferee of electronic money takes the money free of a security interest if the transferee obtains control of the money without acting in collusion with the debtor in violating the rights of the secured party.

400.9-334. (a) A security interest under this article may be created in goods that are fixtures or may continue in goods that become fixtures. A security interest does not exist under this article in ordinary building materials incorporated into an improvement on land.

(b) This article does not prevent creation of an encumbrance upon fixtures under real property law.

(c) In cases not governed by subsections (d) through (h), a security interest in fixtures is subordinate to a conflicting interest of an encumbrancer or owner of the related real property other than the debtor.

(d) Except as otherwise provided in subsection (h), a perfected security interest in fixtures has priority over a conflicting interest of an encumbrancer or owner of the real property if the debtor has an interest of record in or is in possession of the real property and:

(1) The security interest is a purchase-money security interest;

(2) The interest of the encumbrancer or owner arises before the goods become fixtures; and

(3) The security interest is perfected by a fixture filing before the goods become fixtures or within twenty days thereafter.

(e) A perfected security interest in fixtures has priority over a conflicting interest of an encumbrancer or owner of the real property if:

(1) The debtor has an interest of record in the real property or is in possession of the real property and the security interest:

(A) Is perfected by a fixture filing before the interest of the encumbrancer or owner is of record; and

(B) Has priority over any conflicting interest of a predecessor in title of the encumbrancer or owner;

(2) Before the goods become fixtures, the security interest is perfected by any method permitted by this article and the fixtures are readily removable:

(A) Factory or office machines;

(B) Equipment that is not primarily used or leased for use in the operation of the real property; or

(C) Replacements of domestic appliances that are consumer goods;

(3) The conflicting interest is a lien on the real property obtained by legal or equitable proceedings after the security interest was perfected by any method permitted by this article; or

(4) The security interest is:

(A) Created in a manufactured home in a manufactured-home transaction; and

(B) Perfected pursuant to a statute described in section 400.9-311(a)(2).

(f) A security interest in fixtures, whether or not perfected, has priority over a conflicting interest of an encumbrancer or owner of the real property if:

(1) The encumbrancer or owner has, in [an authenticated] **a signed** record, consented to the security interest or disclaimed an interest in the goods as fixtures; or

(2) The debtor has a right to remove the goods as against the encumbrancer or owner.

(g) The priority of the security interest under subsection (f) continues for a reasonable time if the debtor's right to remove the goods as against the encumbrancer or owner terminates.

(h) A mortgage is a construction mortgage to the extent that it secures an obligation incurred for the construction of an improvement on land, including the acquisition cost of the land, if a recorded record of the mortgage so indicates. Except as otherwise provided in subsections (e) and (f), a security interest in fixtures is subordinate to a construction mortgage if a record of the mortgage is recorded before the goods become fixtures and the goods become fixtures before the completion of the construction. A mortgage has this priority to the same extent as a construction mortgage to the extent that it is given to refinance a construction mortgage.

(i) A perfected security interest in crops growing on real property has priority over a conflicting interest of an encumbrancer or owner of the real property if the debtor has an interest of record in or is in possession of the real property.

(j) Subsection (i) prevails over any inconsistent provisions of other statutes.

400.9-341. Except as otherwise provided in section 400.9-340(c), and unless the bank otherwise agrees in [an authenticated] **a signed** record, a bank's rights and duties with respect to a deposit account maintained with the bank are not terminated, suspended, or modified by:

- (1) The creation, attachment, or perfection of a security interest in the deposit account;
- (2) The bank's knowledge of the security interest; or
- (3) The bank's receipt of instructions from the secured party.

400.9-404. (a) Unless an account debtor has made an enforceable agreement not to assert defenses or claims, and subject to subsections (b) through (e), the rights of an assignee are subject to:

(1) All terms of the agreement between the account debtor and assignor and any defense or claim in recoupment arising from the transaction that gave rise to the contract; and

(2) Any other defense or claim of the account debtor against the assignor which accrues before the account debtor receives a notification of the assignment [authenticated] **signed** by the assignor or the assignee.

(b) Subject to subsection (c) and except as otherwise provided in subsection (d), the claim of an account debtor against an assignor may be asserted against an assignee under subsection (a) only to reduce the amount the account debtor owes.

(c) This section is subject to law other than this article which establishes a different rule for an account debtor who is an individual and who incurred the obligation primarily for personal, family, or household purposes.

(d) In a consumer transaction, if a record evidences the account debtor's obligation, law other than this article requires that the record include a statement to the effect that the account debtor's recovery against an assignee with respect to claims and defenses against the assignor may not exceed amounts paid by the account debtor under the record, and the record does not include such a statement, the extent to which a claim of an account debtor against the assignor may be asserted against an assignee is determined as if the record included such a statement.

(e) This section does not apply to an assignment of a health-care-insurance receivable.

400.9-406. (a) Subject to subsections (b) through (i) **and (k)**, an account debtor on an account, chattel paper, or a payment intangible may discharge its obligation by paying the assignor until, but not after, the account debtor receives a notification, [authenticated] **signed** by the assignor or the assignee, that the amount due or to become due has been assigned and that payment is to be made to the assignee. After receipt of the notification, the account debtor may discharge its obligation by paying the assignee and may not discharge the obligation by paying the assignor.

(b) Subject to [subsection] **subsections (h) and (k)**, notification is ineffective under subsection (a):

- (1) If it does not reasonably identify the rights assigned;

(2) To the extent that an agreement between an account debtor and a seller of a payment intangible limits the account debtor's duty to pay a person other than the seller and the limitation is effective under law other than this article; or

(3) At the option of an account debtor, if the notification notifies the account debtor to make less than the full amount of any installment or other periodic payment to the assignee, even if:

(A) Only a portion of the account, chattel paper, or general intangible has been assigned to that assignee;

(B) A portion has been assigned to another assignee; or

(C) The account debtor knows that the assignment to that assignee is limited.

(c) Subject to [subsection] **subsections (h) and (k)**, if requested by the account debtor, an assignee shall seasonably furnish reasonable proof that the assignment has been made. Unless the assignee complies, the account debtor may discharge its obligation by paying the assignor, even if the account debtor has received a notification under subsection (a).

(d) In this subsection, “promissory note” includes a negotiable instrument that evidences chattel paper. Except as otherwise provided in subsection (e) and sections 400.2A-303 and 400.9-407, and subject to subsection (h), a term in an agreement between an account debtor and an assignor or in a promissory note is ineffective to the extent that it:

(1) Prohibits, restricts, or requires the consent of the account debtor or person obligated on the promissory note to the assignment or transfer of, or the creation, attachment, perfection, or enforcement of a security interest in, the account, chattel paper, payment intangible, or promissory note; or

(2) Provides that the assignment or transfer or the creation, attachment, perfection, or enforcement of the security interest may give rise to a default, breach, right of recoupment, claim, defense, termination, right of termination, or remedy under the account, chattel paper, payment intangible, or promissory note.

(e) Subsection (d) does not apply to the sale of a payment intangible or promissory note, other than a sale pursuant to a disposition under section 400.9-610 or an acceptance of collateral under section 400.9-620.

(f) Except as otherwise provided in sections 400.2A-303 and 400.9-407, and subject to subsections (h) and (i), a rule of law, statute, or regulation, that prohibits, restricts, or requires the consent of a government, governmental body or official, or account debtor to the assignment or transfer of, or creation of a security interest in, an account or chattel paper is ineffective to the extent that the rule of law, statute, or regulation:

(1) Prohibits, restricts, or requires the consent of the government, governmental body or official, or account debtor to the assignment or transfer of, or the creation, attachment, perfection, or enforcement of a security interest in, the account or chattel paper; or

(2) Provides that the assignment or transfer or the creation, attachment, perfection, or enforcement of the security interest may give rise to a default, breach, right of recoupment, claim, defense, termination, right of termination, or remedy under the account or chattel paper.

(g) Subject to [subsection] **subsections (h) and (k)**, an account debtor may not waive or vary its option under subsection (b)(3).

(h) This section is subject to law other than this article which establishes a different rule for an account debtor who is an individual and who incurred the obligation primarily for personal, family, or household purposes.

(i) This section does not apply to an assignment of a health-care-insurance receivable.

(j) This section prevails over any inconsistent provisions of any statutes, rules, and regulations.

(k) Subsections (a), (b), (c), and (g) do not apply to a controllable account or controllable payment intangible.

400.9-408. (a) Except as otherwise provided in subsection (b), a term in a promissory note or in an agreement between an account debtor and a debtor which relates to a health-care-insurance receivable or a general intangible, including a contract, permit, license, or franchise, and which term prohibits, restricts, or requires the consent of the person obligated on the promissory note or the account debtor to, the assignment or transfer of, or creation, attachment, or perfection of a security interest in, the promissory note, health-care-insurance receivable, or general intangible, is ineffective to the extent that the term:

(1) Would impair the creation, attachment, or perfection of a security interest; or

(2) Provides that the assignment or transfer or the creation, attachment, or perfection of the security interest may give rise to a default, breach, right of recoupment, claim, defense, termination, right of termination, or remedy under the promissory note, health-care-insurance receivable, or general intangible.

(b) Subsection (a) applies to a security interest in a payment intangible or promissory note only if the security interest arises out of a sale of the payment intangible or promissory note, other than a sale pursuant to a disposition under section 400.9-610 or an acceptance of collateral under section 400.9-620.

(c) A rule of law, statute, or regulation that prohibits, restricts, or requires the consent of a government, governmental body or official, person obligated on a promissory note, or account debtor to the assignment or transfer of, or creation of a security interest in, a promissory note, health-care-insurance receivable, or general intangible, including a contract, permit, license, or franchise between an account debtor and a debtor, is ineffective to the extent that the rule of law, statute, or regulation:

(1) Would impair the creation, attachment, or perfection of a security interest; or

(2) Provides that the assignment or transfer or the creation, attachment, or perfection of the security interest may give rise to a default, breach, right of recoupment, claim, defense, termination, right of termination, or remedy under the promissory note, health-care-insurance receivable, or general intangible.

(d) To the extent that a term in a promissory note or in an agreement between an account debtor and a debtor which relates to a health-care-insurance receivable or general intangible or a rule of law, statute, or regulation described in subsection (c) would be effective under law other than this article but is ineffective under subsection (a) or (c), the creation, attachment, or perfection of a security interest in the promissory note, health-care-insurance receivable, or general intangible:

(1) Is not enforceable against the person obligated on the promissory note or the account debtor;

(2) Does not impose a duty or obligation on the person obligated on the promissory note or the account debtor;

(3) Does not require the person obligated on the promissory note or the account debtor to recognize the security interest, pay or render performance to the secured party, or accept payment or performance from the secured party;

(4) Does not entitle the secured party to use or assign the debtor's rights under the promissory note, health-care-insurance receivable, or general intangible, including any related information or materials furnished to the debtor in the transaction giving rise to the promissory note, health-care-insurance receivable, or general intangible;

(5) Does not entitle the secured party to use, assign, possess, or have access to any trade secrets or confidential information of the person obligated on the promissory note or the account debtor; and

(6) Does not entitle the secured party to enforce the security interest in the promissory note, health-care-insurance receivable, or general intangible.

(e) This section prevails over any inconsistent provisions of any statutes, rules, and regulations.

(f) In this section, “promissory note” includes a negotiable instrument that evidences chattel paper.

400.9-509. (a) A person may file an initial financing statement, amendment that adds collateral covered by a financing statement, or amendment that adds a debtor to a financing statement only if:

(1) The debtor authorizes the filing in [an authenticated] **a signed** record or pursuant to subsection (b) or (c); or

(2) The person holds an agricultural lien that has become effective at the time of filing and the financing statement covers only collateral in which the person holds an agricultural lien.

(b) By [authenticating] **signing** or becoming bound as debtor by a security agreement, a debtor or new debtor authorizes the filing of an initial financing statement, and an amendment, covering:

(1) The collateral described in the security agreement; and

(2) Property that becomes collateral under section 400.9-315(a)(2), whether or not the security agreement expressly covers proceeds.

(c) By acquiring collateral in which a security interest or agricultural lien continues under section 400.9-315(a)(1), a debtor authorizes the filing of an initial financing statement, and an amendment, covering the collateral and property that becomes collateral under section 400.9-315(a)(2).

(d) A person may file an amendment other than an amendment that adds collateral covered by a financing statement or an amendment that adds a debtor to a financing statement only if:

(1) The secured party of record authorizes the filing; or

(2) The amendment is a termination statement for a financing statement as to which the secured party of record has failed to file or send a termination statement as required by section 400.9-513(a) or (c), the

debtor authorizes the filing, and the termination statement indicates that the debtor authorized it to be filed.

(e) If there is more than one secured party of record for a financing statement, each secured party of record may authorize the filing of an amendment under subsection (d).

400.9-513. (a) A secured party shall cause the secured party of record for a financing statement to file a termination statement for the financing statement if the financing statement covers consumer goods and:

(1) There is no obligation secured by the collateral covered by the financing statement and no commitment to make an advance, incur an obligation, or otherwise give value; or

(2) The debtor did not authorize the filing of the initial financing statement.

(b) To comply with subsection (a), a secured party shall cause the secured party of record to file the termination statement:

(1) Within one month after there is no obligation secured by the collateral covered by the financing statement and no commitment to make an advance, incur an obligation, or otherwise give value; or

(2) If earlier, within twenty days after the secured party receives [an authenticated] **a signed** demand from a debtor.

(c) In cases not governed by subsection (a), within twenty days after a secured party receives [an authenticated] **a signed** demand from a debtor, the secured party shall cause the secured party of record for a financing statement to send to the debtor a termination statement for the financing statement or file the termination statement in the filing office if:

(1) Except in the case of a financing statement covering accounts or chattel paper that has been sold or goods that are the subject of a consignment, there is no obligation secured by the collateral covered by the financing statement and no commitment to make an advance, incur an obligation, or otherwise give value;

(2) The financing statement covers accounts or chattel paper that has been sold but as to which the account debtor or other person obligated has discharged its obligation;

(3) The financing statement covers goods that were the subject of a consignment to the debtor but are not in the debtor's possession; or

(4) The debtor did not authorize the filing of the initial financing statement.

(d) Except as otherwise provided in section 400.9-510, upon the filing of a termination statement with the filing office, the financing statement to which the termination statement relates ceases to be effective. Except as otherwise provided in section 400.9-510, for purposes of sections 400.9-519(g), 400.9-522(a), and 400.9-523(c), the filing with the filing office of a termination statement relating to a financing statement that indicates that the debtor is a transmitting utility also causes the effectiveness of the financing statement to lapse.

400.9-601. (a) After default, a secured party has the rights provided in this part and, except as otherwise provided in section 400.9-602, those provided by agreement of the parties. A secured party:

(1) May reduce a claim to judgment, foreclose, or otherwise enforce the claim, security interest, or agricultural lien by any available judicial procedure; and

(2) If the collateral is documents, may proceed either as to the documents or as to the goods they cover.

(b) A secured party in possession of collateral or control of collateral under section 400.9-104, 400.9-105, **400.9-105A**, 400.9-106 [or], 400.9-107, or **400.9-107A** has the rights and duties provided in section 400.9-207.

(c) The rights under subsections (a) and (b) are cumulative and may be exercised simultaneously.

(d) Except as otherwise provided in subsection (g) and section 400.9-605, after default, a debtor and an obligor have the rights provided in this part and by agreement of the parties.

(e) If a secured party has reduced its claim to judgment, the lien of any levy that may be made upon the collateral by virtue of an execution based upon the judgment relates back to the earliest of:

(1) The date of perfection of the security interest or agricultural lien in the collateral; or

(2) The date of filing a financing statement covering the collateral;

(3) Any date specified in a statute under which the agricultural lien was created.

(f) A sale pursuant to an execution is a foreclosure of the security interest or agricultural lien by judicial procedure within the meaning of this section. A secured party may purchase at the sale and thereafter hold the collateral free of any other requirements of this article.

(g) Except as otherwise provided in section 400.9-607(c), this part imposes no duties upon a secured party that is a consignor or is a buyer of accounts, chattel paper, payment intangibles, or promissory notes.

400.9-605. (a) Except as provided in subsection (b), a secured party does not owe a duty based on its status as secured party:

(1) To a person that is a debtor or obligor, unless the secured party knows:

(A) That the person is a debtor or obligor;

(B) The identity of the person; and

(C) How to communicate with the person; or

(2) To a secured party or lienholder that has filed a financing statement against a person, unless the secured party knows:

(A) That the person is a debtor; and

(B) The identity of the person.

(b) A secured party owes a duty based on its status as a secured party to a person if, at the time the secured party obtains control of collateral that is a controllable account, controllable electronic record, or controllable payment intangible or at the time the security interest attaches to the collateral, whichever is later:

(1) The person is a debtor or obligor; and

(2) The secured party knows that the information in subsection (a)(1)(A), (B), or (C) relating to the person is not provided by the collateral, a record attached to or logically associated with the collateral, or the system in which the collateral is recorded.

400.9-608. (a) If a security interest or agricultural lien secures payment or performance of an obligation, the following rules apply:

(1) A secured party shall apply or pay over for application the cash proceeds of collection or enforcement under section 400.9-607 in the following order to:

(A) The reasonable expenses of collection and enforcement and, to the extent provided for by agreement and not prohibited by law, reasonable attorney's fees and legal expenses incurred by the secured party;

(B) The satisfaction of obligations secured by the security interest or agricultural lien under which the collection or enforcement is made; and

(C) The satisfaction of obligations secured by any subordinate security interest in or other lien on the collateral subject to the security interest or agricultural lien under which the collection or enforcement is made if the secured party receives [an authenticated] **a signed** demand for proceeds before distribution of the proceeds is completed;

(2) If requested by a secured party, a holder of a subordinate security interest or other lien shall furnish reasonable proof of the interest or lien within a reasonable time. Unless the holder complies, the secured party need not comply with the holder's demand under paragraph (1)(C);

(3) A secured party need not apply or pay over for application noncash proceeds of collection and enforcement under section 400.9-607 unless the failure to do so would be commercially unreasonable. A secured party that applies or pays over for application noncash proceeds shall do so in a commercially reasonable manner;

(4) A secured party shall account to and pay a debtor for any surplus, and the obligor is liable for any deficiency.

(b) If the underlying transaction is a sale of accounts, chattel paper, payment intangibles, or promissory notes, the debtor is not entitled to any surplus, and the obligor is not liable for any deficiency.

400.9-611. (a) In this section, “notification date” means the earlier of the date on which:

(1) A secured party sends to the debtor and any secondary obligor [an authenticated] **a signed** notification of disposition; or

(2) The debtor and any secondary obligor waive the right to notification.

(b) Except as otherwise provided in subsection (d), a secured party that disposes of collateral under section 400.9-610 shall send to the persons specified in subsection (c) a reasonable [authenticated] **signed** notification of disposition.

(c) To comply with subsection (b), the secured party shall send [an authenticated] **a signed** notification of disposition to:

- (1) The debtor;
- (2) Any secondary obligor; and
- (3) If the collateral is other than consumer goods:

(A) Any other person from which the secured party has received, before the notification date, [an authenticated] **a signed** notification of a claim of an interest in the collateral;

(B) Any other secured party or lienholder that, ten days before the notification date, held a security interest in or other lien on the collateral perfected by the filing of a financing statement that:

- (i) Identified the collateral;
- (ii) Was indexed under the debtor's name as of that date; and
- (iii) Was filed in the office in which to file a financing statement against the debtor covering the collateral as of that date; and

(C) Any other secured party that, ten days before the notification date, held a security interest in the collateral perfected by compliance with a statute, regulation, or treaty described in section 400.9-311(a).

(d) Subsection (b) does not apply if the collateral is perishable or threatens to decline speedily in value or is of a type customarily sold on a recognized market.

(e) A secured party complies with the requirement for notification prescribed by subsection (c)(3)(B) if:

(1) Not later than twenty days or earlier than thirty days before the notification date, the secured party requests, in a commercially reasonable manner, information concerning financing statements indexed under the debtor's name in the office indicated in subsection (c)(3)(B); and

(2) Before the notification date, the secured party:

(A) Did not receive a response to the request for information; or

(B) Received a response to the request for information and sent [an authenticated] **a signed** notification of disposition to each secured party or other lienholder named in that response whose financing statement covered the collateral.

400.9-613. **(a)** Except in a consumer-goods transaction, the following rules apply:

(1) The contents of a notification of disposition are sufficient if the notification:

- (A) Describes the debtor and the secured party;
- (B) Describes the collateral that is the subject of the intended disposition;
- (C) States the method of intended disposition;

(D) States that the debtor is entitled to an accounting of the unpaid indebtedness and states the charge, if any, for an accounting; and

(E) States the time and place of a public disposition or the time after which any other disposition is to be made;

(2) Whether the contents of a notification that lacks any of the information specified in paragraph (1) are nevertheless sufficient is a question of fact;

(3) The contents of a notification providing substantially the information specified in paragraph (1) are sufficient, even if the notification includes:

(A) Information not specified by that paragraph; or

(B) Minor errors that are not seriously misleading;

(4) A particular phrasing of the notification is not required;

(5) The following form of notification and the form appearing in section [400.9-614(3)], when completed **in accordance with the instructions in subsection (b) and section 9-614(b)**, each provides sufficient information:

[NOTIFICATION OF DISPOSITION OF COLLATERAL]

[To:] [(Name of debtor, obligor, or other person to which the notification is sent)]

[From:] (Name, address, and telephone number of secured party)

[Name of Debtor(s):] [(Include only if debtor(s) are not an addressee)]

[(For a public disposition:)]

[We will sell (or lease or license, as applicable) the (describe collateral) (to the highest qualified bidder) in public as follows:]

[Day and Date:] []

[Time:] []

[Place:] []

[(For a private disposition:)]

[We will sell (or lease or license, as applicable) the (describe collateral) privately sometime after (day and date).]

[You are entitled to an accounting of the unpaid indebtedness secured by the property that we intend to sell (or lease or license, as applicable) (for a charge of \$). You may request an accounting by calling us at (telephone number).]

[(End of Form)]

NOTIFICATION OF DISPOSITION OF COLLATERAL

To: (Name of debtor, obligor, or other person to which the notification is sent)

From: (Name, address, and telephone number of secured party)

(1) Name of any debtor that is not an addressee: (Name of each debtor)

(2) We will sell (describe collateral) (to the highest qualified bidder) at public sale. A sale could include a lease or license. The sale will be held as follows:

(Date)

(Time)

(Place)

(3) We will sell (describe collateral) at private sale sometime after (date). A sale could include a lease or license.

(4) You are entitled to an accounting of the unpaid indebtedness secured by the property that we intend to sell or, as applicable, lease or license.

(5) If you request an accounting you must pay a charge of \$ (amount).

(6) You may request an accounting by calling us at (telephone number).

(End of Form)

(b) The following instructions apply to the form of notification in subsection (a)(5):

(1) The instructions in this subsection refer to the numbers in braces before items in the form of notification in subsection (a)(5). Do not include the numbers or braces in the notification. The numbers and braces are used only for the purpose of these instructions.

(2) Include and complete item (1) only if there is a debtor that is not an addressee of the notification and list the name or names.

(3) Include and complete either item (2), if the notification relates to a public disposition of the collateral, or item (3), if the notification relates to a private disposition of the collateral. If item (2) is included, include the words “to the highest qualified bidder” only if applicable.

(4) Include and complete items (4) and (6).

(5) Include and complete item (5) only if the sender will charge the recipient for an accounting.

400.9-614. **(a)** In a consumer-goods transaction, the following rules apply:

(1) A notification of disposition must provide the following information:

(A) The information specified in section [400.9-613(1)] **400.9-613(a)(1)**;

(B) A description of any liability for a deficiency of the person to which the notification is sent;

(C) A telephone number from which the amount that must be paid to the secured party to redeem the collateral under section 400.9-623 is available; and

(D) A telephone number or mailing address from which additional information concerning the disposition and the obligation secured is available;

(2) A particular phrasing of the notification is not required;

(3) The following form of notification, when completed **in accordance with the instructions in subsection (b)**, provides sufficient information:

[(Name and address of secured party)]

[(Date)]

[NOTICE OF OUR PLAN TO SELL PROPERTY]

[(Name and address of any obligor who is also a debtor)]

[Subject: (Identification of Transaction)]

[We have your (describe collateral), because you broke promises in our agreement.]

[(For a public disposition:)]

[We will sell (describe collateral) at public sale.]

[A sale could include a lease or license. The sale will be held as follows:]

[Date:]

[Time:]

[Place:]

[You may attend the sale and bring bidders if you want.]

[(For a private disposition:)]

[We will sell (describe collateral) at private sale sometime after (date).
A sale could include a lease or license.]

[The money that we get from the sale (after paying our costs) will reduce the amount you owe. If we get less money than you owe, you (will or will not, as applicable) still owe us the difference. If we get more money than you owe, you will get the extra money, unless we must pay it to someone else.]

[You can get the property back at any time before we sell it by paying us the full amount you owe (not just the past due payments), including our expenses. To learn the exact amount you must pay, call us at (telephone number).]

[If you want us to explain to you in writing how we have figured the amount that you owe us, you may call us at (telephone number) (or write us at (secured party's address)) and request a written explanation. (We will charge you \$ for the explanation if we sent you another written explanation of the amount you owe us within the last six months.)]

[If you need more information about the sale call us at (telephone number) (or write us at (secured party's address)).]

[We are sending this notice to the following other people who have an interest in (describe collateral) or who owe money under your agreement:]

[(Names of all other debtors and obligors, if any)]

[(End of Form)]

(Name and address of secured party)

(Date)

NOTICE OF OUR PLAN TO SELL PROPERTY

(Name and address of any obligor who is also a debtor)

Subject: (Identify transaction)

We have your (describe collateral), because you broke promises in our agreement.

(1) We will sell (describe collateral) at public sale. A sale could include a lease or license. The sale will be held as follows:

(Date)

(Time)

(Place)

You may attend the sale and bring bidders if you want.

(2) We will sell (describe collateral) at private sale sometime after (date). A sale could include a lease or license.

(3) The money that we get from the sale, after paying our costs, will reduce the amount you owe. If we get less money than you owe, you (will or will not, as applicable) still owe us the difference. If we get more

money than you owe, you will get the extra money, unless we must pay it to someone else.

(4) You can get the property back at any time before we sell it by paying us the full amount you owe, not just the past due payments, including our expenses. To learn the exact amount you must pay, call us at (telephone number).

(5) If you want us to explain to you in (writing) (writing or in (description of electronic record)) (description of electronic record) how we have figured the amount that you owe us, (6) call us at (telephone number) (or) (write us at (secured party's address)) (or contact us by (description of electronic communication method)) (7) and request (a written explanation) (a written explanation or an explanation in (description of electronic record)) (an explanation in (description of electronic record)).

(8) We will charge you \$ (amount) for the explanation if we sent you another written explanation of the amount you owe us within the last six months.

(9) If you need more information about the sale (call us at (telephone number)) (or) (write us at (secured party's address)) (or contact us by (description of electronic communication method)).

(10) We are sending this notice to the following other people who have an interest in (describe collateral) or who owe money under your agreement:

(Names of all other debtors and obligors, if any)

(End of Form)

(4) A notification in the form of paragraph (3) is sufficient, even if additional information appears at the end of the form;

(5) A notification in the form of paragraph (3) is sufficient, even if it includes errors in information not required by paragraph (1), unless the error is misleading with respect to rights arising under this article;

(6) If a notification under this section is not in the form of paragraph (3), law other than this article determines the effect of including information not required by paragraph (1).

(b) The following instructions apply to the form of notification in subsection (a)(3):

(1) The instructions in this subsection refer to the numbers in braces before items in the form of notification in subsection (a)(3). Do not include the numbers or braces in the notification. The numbers and braces are used only for the purpose of these instructions.

(2) Include and complete either item {1}, if the notification relates to a public disposition of the collateral, or item {2}, if the notification relates to a private disposition of the collateral.

(3) Include and complete items {3}, {4}, {5}, {6}, and {7}.

(4) In item {5}, include and complete any one of the three alternative methods for the explanation—writing, writing or electronic record, or electronic record.

(5) In item {6}, include the telephone number. In addition, the sender may include and complete either or both of the two additional alternative methods of communication—writing or electronic communication—for the recipient of the notification to communicate with the sender. Neither of the two additional methods of communication is required to be included.

(6) In item {7}, include and complete the method or methods for the explanation—writing, writing or electronic record, or electronic record—included in item {5}.

(7) Include and complete item {8} only if a written explanation is included in item {5} as a method for communicating the explanation and the sender will charge the recipient for another written explanation.

(8) In item {9}, include either the telephone number or the address or both the telephone number and the address. In addition, the sender may include and complete the additional method of communication—electronic communication—for the recipient of the notification to communicate with the sender. The additional method of electronic communication is not required to be included.

(9) If item {10} does not apply, insert “None” after “agreement:”.

400.9-615. (a) A secured party shall apply or pay over for application the cash proceeds of disposition under section 400.9-610 in the following order to:

(1) The reasonable expenses of retaking, holding, preparing for disposition, processing, and disposing, and, to the extent provided for by agreement and not prohibited by law, reasonable attorney's fees and legal expenses incurred by the secured party;

(2) The satisfaction of obligations secured by the security interest or agricultural lien under which the disposition is made;

(3) The satisfaction of obligations secured by any subordinate security interest in or other subordinate lien on the collateral if:

(A) The secured party receives from the holder of the subordinate security interest or other lien [an authenticated] **a signed** demand for proceeds before distribution of the proceeds is completed; and

(B) In a case in which a consignor has an interest in the collateral, the subordinate security interest or other lien is senior to the interest of the consignor; and

(4) A secured party that is a consignor of the collateral if the secured party receives from the consignor [an authenticated] **a signed** demand for proceeds before distribution of the proceeds is completed.

(b) If requested by a secured party, a holder of a subordinate security interest or other lien shall furnish reasonable proof of the interest or lien within a reasonable time. Unless the holder does so, the secured party need not comply with the holder's demand under subsection (a)(3).

(c) A secured party need not apply or pay over for application noncash proceeds of disposition under section 400.9-610 unless the failure to do so would be commercially unreasonable. A secured party that applies or pays over for application noncash proceeds shall do so in a commercially reasonable manner.

(d) If the security interest under which a disposition is made secures payment or performance of an obligation, after making the payments and applications required by subsection (a) and permitted by subsection (c):

(1) Unless subsection (a)(4) requires the secured party to apply or pay over cash proceeds to a consignor, the secured party shall account to and pay a debtor for any surplus; and

(2) The obligor is liable for any deficiency.

(e) If the underlying transaction is a sale of accounts, chattel paper, payment intangibles, or promissory notes:

(1) The debtor is not entitled to any surplus; and

(2) The obligor is not liable for any deficiency.

(f) The surplus or deficiency following a disposition is calculated based on the amount of proceeds that would have been realized in a disposition complying with this part to a transferee other than the secured party, a person related to the secured party, or a secondary obligor if:

(1) The transferee in the disposition is the secured party, a person related to the secured party, or a secondary obligor; and

(2) The amount of proceeds of the disposition is significantly below the range of proceeds that a complying disposition to a person other than the secured party, a person related to the secured party, or a secondary obligor would have brought.

(g) A secured party that receives cash proceeds of a disposition in good faith and without notice that the receipt violates the rights of the holder of a security interest or other lien that is not subordinate to the security interest under which the disposition is made:

(1) Takes the cash proceeds free of the security interest or other lien;

(2) Is not obligated to apply the proceeds of the disposition to the satisfaction of obligations secured by the security interest or other lien; and

(3) Is not obligated to account to or pay the holder of the security interest or other lien for any surplus.

400.9-616. (a) In this section:

(1) "Explanation" means a [writing] **record** that:

(A) States the amount of the surplus or deficiency;

(B) Provides an explanation in accordance with subsection (c) of how the secured party calculated the surplus or deficiency;

(C) States, if applicable, that future debits, credits, charges, including additional credit service charges or interest, rebates, and expenses may affect the amount of the surplus or deficiency; and

(D) Provides a telephone number or mailing address from which additional information concerning the transaction is available.

(2) "Request" means a record:

(A) [Authenticated] **Signed** by a debtor or consumer obligor;

(B) Requesting that the recipient provide an explanation; and

(C) Sent after disposition of the collateral under section 400.9-610.

(b) In a consumer-goods transaction in which the debtor is entitled to a surplus or a consumer obligor is liable for a deficiency under section 400.9-615, the secured party shall:

(1) Send an explanation to the debtor or consumer obligor, as applicable, after the disposition and:

(A) Before or when the secured party accounts to the debtor and pays any surplus or first makes [written] demand **in a record** on the consumer obligor after the disposition for payment of the deficiency; and

(B) Within fourteen days after receipt of a request; or

(2) In the case of a consumer obligor who is liable for a deficiency, within fourteen days after receipt of a request, send to the consumer obligor a record waiving the secured party's right to a deficiency.

(c) To comply with subsection (a)(1)(B), [a writing] **an explanation** must provide the following information in the following order:

(1) The aggregate amount of obligations secured by the security interest under which the disposition was made, and, if the amount reflects a rebate of unearned interest or credit service charge, an indication of that fact, calculated as of a specified date:

(A) If the secured party takes or receives possession of the collateral after default, not more than thirty-five days before the secured party takes or receives possession; or

(B) If the secured party takes or receives possession of the collateral before default or does not take possession of the collateral, not more than thirty-five days before the disposition;

(2) The amount of proceeds of the disposition;

(3) The aggregate amount of the obligations after deducting the amount of proceeds;

(4) The amount, in the aggregate or by type, and types of expenses, including expenses of retaking, holding, preparing for disposition, processing, and disposing of the collateral, and attorney's fees secured by the collateral which are known to the secured party and relate to the current disposition;

(5) The amount, in the aggregate or by type, and types of credits, including rebates of interest or credit service charges, to which the obligor is known to be entitled and which are not reflected in the amount in paragraph (1); and

(6) The amount of the surplus or deficiency.

(d) A particular phrasing of the explanation is not required. An explanation complying substantially with the requirements of subsection (a) is sufficient, even if it includes minor errors that are not seriously misleading.

(e) A debtor or consumer obligor is entitled without charge to one response to a request under this section during any six-month period in which the secured party did not send to the debtor or consumer obligor an explanation pursuant to subsection (b)(1). The secured party may require payment of a charge not exceeding twenty-five dollars for each additional response.

400.9-619. (a) In this section, “transfer statement” means a record [authenticated] **signed** by a secured party stating:

(1) That the debtor has defaulted in connection with an obligation secured by specified collateral;

(2) That the secured party has exercised its post-default remedies with respect to the collateral;

(3) That, by reason of the exercise, a transferee has acquired the rights of the debtor in the collateral; and

(4) The name and mailing address of the secured party, debtor, and transferee.

(b) A transfer statement entitles the transferee to the transfer of record of all rights of the debtor in the collateral specified in the statement in any official filing, recording, registration, or certificate-of-title system covering the collateral. If a transfer statement is presented with the applicable fee and request form to the official or office responsible for maintaining the system, the official or office shall:

(1) Accept the transfer statement;

(2) Promptly amend its records to reflect the transfer; and

(3) If applicable, issue a new appropriate certificate of title in the name of the transferee.

(c) A transfer of the record or legal title to collateral to a secured party under subsection (b) or otherwise is not of itself a disposition of collateral under this article and does not of itself relieve the secured party of its duties under this article.

400.9-620. (a) Except as otherwise provided in subsection (g), a secured party may accept collateral in full or partial satisfaction of the obligation it secures only if:

(1) The debtor consents to the acceptance under subsection (c);

(2) The secured party does not receive, within the time set forth in subsection (d), a notification of objection to the proposal [authenticated] **signed** by:

(A) A person to which the secured party was required to send a proposal under section 400.9-621; or

(B) Any other person, other than the debtor, holding an interest in the collateral subordinate to the security interest that is the subject of the proposal;

(3) If the collateral is consumer goods, the collateral is not in the possession of the debtor when the debtor consents to the acceptance; and

(4) Subsection (e) does not require the secured party to dispose of the collateral or the debtor waives the requirement pursuant to section 400.9-624.

(b) A purported or apparent acceptance of collateral under this section is ineffective unless:

(1) The secured party consents to the acceptance in [an authenticated] **a signed** record or sends a proposal to the debtor; and

(2) The conditions of subsection (a) are met.

(c) For purposes of this section:

(1) A debtor consents to an acceptance of collateral in partial satisfaction of the obligation it secures only if the debtor agrees to the terms of the acceptance in a record [authenticated] **signed** after default; and

(2) A debtor consents to an acceptance of collateral in full satisfaction of the obligation it secures only if the debtor agrees to the terms of the acceptance in a record [authenticated] **signed** after default or the secured party:

(A) Sends to the debtor after default a proposal that is unconditional or subject only to a condition that collateral not in the possession of the secured party be preserved or maintained;

(B) In the proposal, proposes to accept collateral in full satisfaction of the obligation it secures; and

(C) Does not receive a notification of objection [authenticated] **signed** by the debtor within twenty days after the proposal is sent.

(d) To be effective under subsection (a)(2), a notification of objection must be received by the secured party:

(1) In the case of a person to which the proposal was sent pursuant to section 400.9-621, within twenty days after notification was sent to that person; and

(2) In other cases:

(A) Within twenty days after the last notification was sent pursuant to section 400.9-621; or

(B) If a notification was not sent, before the debtor consents to the acceptance under subsection (c).

(e) A secured party that has taken possession of collateral shall dispose of the collateral pursuant to section 400.9-610 within the time specified in subsection (f) if:

(1) Sixty percent of the cash price has been paid in the case of a purchase-money security interest in consumer goods; or

(2) Sixty percent of the principal amount of the obligation secured has been paid in the case of a non-purchase-money security interest in consumer goods.

(f) To comply with subsection (e), the secured party shall dispose of the collateral:

(1) Within ninety days after taking possession; or

(2) Within any longer period to which the debtor and all secondary obligors have agreed in an agreement to that effect entered into and [authenticated] **signed** after default.

(g) In a consumer transaction, a secured party may not accept collateral in partial satisfaction of the obligation it secures.

400.9-621. (a) A secured party that desires to accept collateral in full or partial satisfaction of the obligation it secures shall send its proposal to:

(1) Any person from which the secured party has received, before the debtor consented to the acceptance, [an authenticated] **a signed** notification of a claim of an interest in the collateral;

(2) Any other secured party or lienholder that, ten days before the debtor consented to the acceptance, held a security interest in or other lien on the collateral perfected by the filing of a financing statement that:

(A) Identified the collateral;

(B) Was indexed under the debtor's name as of that date; and

(C) Was filed in the office or offices in which to file a financing statement against the debtor covering the collateral as of that date; and

(3) Any other secured party that, ten days before the debtor consented to the acceptance, held a security interest in the collateral perfected by compliance with a statute, regulation, or treaty described in section 400.9-311(a).

(b) A secured party that desires to accept collateral in partial satisfaction of the obligation it secures shall send its proposal to any secondary obligor in addition to the persons described in subsection (a).

400.9-624. (a) A debtor or secondary obligor may waive the right to notification of disposition of collateral under section 400.9-611 only by an agreement to that effect entered into and [authenticated] **signed** after default.

(b) A debtor may waive the right to require disposition of collateral under section 400.9-620(e) only by an agreement to that effect entered into and [authenticated] **signed** after default.

(c) Except in a consumer-goods transaction, a debtor or secondary obligor may waive the right to redeem collateral under section 400.9-623 only by an agreement to that effect entered into and [authenticated] **signed** after default.

400.9-628. (a) **Subject to subsection (e)**, unless a secured party knows that a person is a debtor or obligor, knows the identity of the person, and knows how to communicate with the person:

(1) The secured party is not liable to the person, or to a secured party or lienholder that has filed a financing statement against the person, for failure to comply with this article; and

(2) The secured party's failure to comply with this article does not affect the liability of the person for a deficiency.

(b) **Subject to subsection (e)**, a secured party is not liable because of its status as secured party:

(1) To a person that is a debtor or obligor, unless the secured party knows:

(A) That the person is a debtor or obligor;

(B) The identity of the person; and

(C) How to communicate with the person; or

(2) To a secured party or lienholder that has filed a financing statement against a person, unless the secured party knows:

(A) That the person is a debtor; and

(B) The identity of the person.

(c) A secured party is not liable to any person, and a person's liability for a deficiency is not affected, because of any act or omission arising out of the secured party's reasonable belief that a transaction is not a consumer-goods transaction or a consumer transaction or that goods are not consumer goods, if the secured party's belief is based on its reasonable reliance on:

(1) A debtor's representation concerning the purpose for which collateral was to be used, acquired, or held; or

(2) An obligor's representation concerning the purpose for which a secured obligation was incurred.

(d) A secured party is not liable under section 400.9-625(c)(2) more than once with respect to any one secured obligation.

(e) Subsections (a) and (b) do not apply to limit the liability of a secured party to a person if, at the time the secured party obtains control of collateral that is a controllable account, controllable electronic record, or controllable payment intangible or at the time the security interest attaches to the collateral, whichever is later:

(1) The person is a debtor or obligor; and

(2) The secured party knows that the information in subsection (b)(1)(A), (B), or (C) relating to the person is not provided by the collateral, a record attached to or logically associated with the collateral, or the system in which the collateral is recorded.

400.12-101. This article may be cited as Uniform Commercial Code—Controllable Electronic Records.

400.12-102. (a) In this article:

(1) “Controllable electronic record” means a record stored in an electronic medium that can be subjected to control under section 400.12-105. The term does not include a controllable account, a controllable payment intangible, a deposit account, an electronic copy of a record evidencing chattel paper, an electronic document of title, electronic money, investment property, or a transferable record.

(2) “Qualifying purchaser” means a purchaser of a controllable electronic record or an interest in a controllable electronic record that obtains control of the controllable electronic record for value, in good faith, and without notice of a claim of a property right in the controllable electronic record.

(3) “Transferable record” has the meaning provided for that term in Section 201(a)(1) of the Electronic Signatures in Global and National Commerce Act, 15 U.S.C. Section 7021(a)(1), as amended.

(4) “Value” has the meaning provided in section 400.3-303(a), as if references in that subsection to an “instrument” were references to a controllable account, controllable electronic record, or controllable payment intangible.

(b) The definitions in Article 9 of “account debtor”, “controllable account”, “controllable payment intangible”, “chattel paper”, “deposit account”, “electronic money”, and “investment property” apply to this article.

(c) Article 1 contains general definitions and principles of construction and interpretation applicable throughout this article.

400.12-103. (a) If there is conflict between this article and Article 9, Article 9 governs.

(b) A transaction subject to this article is subject to any applicable rule of law that establishes a different rule for consumers.

400.12-104. (a) This section applies to the acquisition and purchase of rights in a controllable account or controllable payment intangible, including the rights and benefits under subsections (c), (d), (e), (g), and (h) of a purchaser and qualifying purchaser, in the same manner this section applies to a controllable electronic record.

(b) To determine whether a purchaser of a controllable account or a controllable payment intangible is a qualifying purchaser, the purchaser obtains control of the account or payment intangible if it obtains control of the controllable electronic record that evidences the account or payment intangible.

(c) Except as provided in this section, law other than this article determines whether a person acquires a right in a controllable electronic record and the right the person acquires.

(d) A purchaser of a controllable electronic record acquires all rights in the controllable electronic record that the transferor had or had power to transfer, except that a purchaser of a limited interest in a controllable electronic record acquires rights only to the extent of the interest purchased.

(e) A qualifying purchaser acquires its rights in the controllable electronic record free of a claim of a property right in the controllable electronic record.

(f) Except as provided in subsections (a) and (e) for a controllable account and a controllable payment intangible or law other than this article, a qualifying purchaser takes a right to payment, right to performance, or other interest in property evidenced by the controllable electronic record subject to a claim of a property right in the right to payment, right to performance, or other interest in property.

(g) An action may not be asserted against a qualifying purchaser based on both a purchase by the qualifying purchaser of a controllable electronic record and a claim of a property right in another controllable electronic record, whether the action is framed in conversion, replevin, constructive trust, equitable lien, or other theory.

(h) Filing of a financing statement under Article 9 is not notice of a claim of a property right in a controllable electronic record.

400.12-105. (a) A person has control of a controllable electronic record if the electronic record, a record attached to or logically associated with the electronic record, or a system in which the electronic record is recorded:

(1) Gives the person:

(A) Power to avail itself of substantially all the benefit from the electronic record; and

(B) Exclusive power, subject to subsection (b), to:

(i) Prevent others from availing themselves of substantially all the benefit from the electronic record; and

(ii) Transfer control of the electronic record to another person or cause another person to obtain control of another controllable electronic record as a result of the transfer of the electronic record; and

(2) Enables the person readily to identify itself in any way, including by name, identifying number, cryptographic key, office, or account number, as having the powers specified in paragraph (1).

(b) Subject to subsection (c), a power is exclusive under subsection (a)(1)(B)(i) and (ii) even if:

(1) The controllable electronic record, a record attached to or logically associated with the electronic record, or a system in which the electronic record is recorded limits the use of the electronic record or has a protocol programmed to cause a change, including a transfer or loss of control or a modification of benefits afforded by the electronic record; or

(2) The power is shared with another person.

(c) A power of a person is not shared with another person under subsection (b)(2) and the person's power is not exclusive if:

(1) The person can exercise the power only if the power also is exercised by the other person; and

(2) The other person:

(A) Can exercise the power without exercise of the power by the person; or

(B) Is the transferor to the person of an interest in the controllable electronic record or a controllable account or controllable payment intangible evidenced by the controllable electronic record.

(d) If a person has the powers specified in subsection (a)(1)(B)(i) and (ii), the powers are presumed to be exclusive.

(e) A person has control of a controllable electronic record if another person, other than the transferor to the person of an interest in the controllable electronic record or a controllable account or controllable payment intangible evidenced by the controllable electronic record:

(1) Has control of the electronic record and acknowledges that it has control on behalf of the person; or

(2) Obtains control of the electronic record after having acknowledged that it will obtain control of the electronic record on behalf of the person.

(f) A person that has control under this section is not required to acknowledge that it has control on behalf of another person.

(g) If a person acknowledges that it has or will obtain control on behalf of another person, unless the person otherwise agrees or law other than this article or Article 9 otherwise provides, the person does not owe any duty to the other person and is not required to confirm the acknowledgment to any other person.

400.12-106. (a) An account debtor on a controllable account or controllable payment intangible may discharge its obligation by paying:

(1) The person having control of the controllable electronic record that evidences the controllable account or controllable payment intangible; or

(2) Except as provided in subsection (b), a person that formerly had control of the controllable electronic record.

(b) Subject to subsection (d), the account debtor may not discharge its obligation by paying a person that formerly had control of the controllable electronic record if the account debtor receives a notification that:

(1) Is signed by a person that formerly had control or the person to which control was transferred;

(2) Reasonably identifies the controllable account or controllable payment intangible;

(3) Notifies the account debtor that control of the controllable electronic record that evidences the controllable account or controllable payment intangible was transferred;

(4) Identifies the transferee, in any reasonable way, including by name, identifying number, cryptographic key, office, or account number; and

(5) Provides a commercially reasonable method by which the account debtor is to pay the transferee.

(c) After receipt of a notification that complies with subsection (b), the account debtor may discharge its obligation by paying in accordance with the notification and may not discharge the obligation by paying a person that formerly had control.

(d) Subject to subsection (h), notification is ineffective under subsection (b):

(1) Unless, before the notification is sent, the account debtor and the person that, at that time, had control of the controllable electronic record that evidences the controllable account or controllable payment intangible agree in a signed record to a commercially reasonable method by which a person may furnish reasonable proof that control has been transferred;

(2) To the extent an agreement between the account debtor and seller of a payment intangible limits the account debtor's duty to pay a person other than the seller and the limitation is effective under law other than this article; or

(3) At the option of the account debtor, if the notification notifies the account debtor to:

(A) Divide a payment;

(B) Make less than the full amount of an installment or other periodic payment; or

(C) pay any part of a payment by more than one method or to more than one person.

(e) Subject to subsection (h), if requested by the account debtor, the person giving the notification under subsection (b) seasonably shall furnish reasonable proof, using the method in the agreement referred to in subsection (d)(1), that control of the controllable electronic record has been transferred. Unless the person complies with the request, the account debtor may discharge its obligation by paying a person that formerly had control, even if the account debtor has received a notification under subsection (b).

(f) A person furnishes reasonable proof under subsection (e) that control has been transferred if the person demonstrates, using the method in the agreement referred to in subsection (d)(1), that the transferee has the power to:

(1) Avail itself of substantially all the benefit from the controllable electronic record;

(2) Prevent others from availing themselves of substantially all the benefit from the controllable electronic record; and

(3) Transfer the powers specified in paragraphs (1) and (2) to another person.

(g) Subject to subsection (h), an account debtor may not waive or vary its rights under subsections (d)(1) and (e) or its option under subsection (d)(3).

(h) This section is subject to law other than this article which establishes a different rule for an account debtor who is an individual and who incurred the obligation primarily for personal, family, or household purposes.

400.12-107. (a) Except as provided in subsection (b), the local law of a controllable electronic record's jurisdiction governs a matter covered by this article.

(b) For a controllable electronic record that evidences a controllable account or controllable payment intangible, the local law of the controllable electronic record's jurisdiction governs a matter covered by section 400.12-106 unless an effective agreement determines that the local law of another jurisdiction governs.

(c) The following rules determine a controllable electronic record's jurisdiction under this section:

(1) If the controllable electronic record, or a record attached to or logically associated with the controllable electronic record and readily available for review, expressly provides that a particular jurisdiction is the controllable electronic record's jurisdiction for purposes of this article or this chapter, that jurisdiction is the controllable electronic record's jurisdiction.

(2) If paragraph (1) does not apply and the rules of the system in which the controllable electronic record is recorded are readily available for review and expressly provide that a particular jurisdiction is the controllable electronic record's jurisdiction for purposes of this article or this chapter, that jurisdiction is the controllable electronic record's jurisdiction.

(3) If paragraphs (1) and (2) do not apply and the controllable electronic record, or a record attached to or logically associated with the controllable electronic record and readily available for review, expressly provides that the controllable electronic record is governed by the law of a particular jurisdiction, that jurisdiction is the controllable electronic record's jurisdiction.

(4) If paragraphs (1), (2), and (3) do not apply and the rules of the system in which the controllable electronic record is recorded are readily available for review and expressly provide that the controllable electronic record or the system is governed by the law of a particular jurisdiction, that jurisdiction is the controllable electronic record's jurisdiction.

(5) If paragraphs (1) through (4) do not apply, the controllable electronic record's jurisdiction is the District of Columbia.

(d) If subsection (c)(5) applies and Article 12 is not in effect in the District of Columbia without material modification, the governing law for a matter covered by this article is the law of the District of Columbia as though Article 12 were in effect in the District of Columbia without material modification. In this subsection, "Article 12" means Article 12 of Uniform Commercial Code Amendments (2022).

(e) To the extent subsections (a) and (b) provide that the local law of the controllable electronic record's jurisdiction governs a matter covered by this article, that law governs even if the matter or

a transaction to which the matter relates does not bear any relation to the controllable electronic record's jurisdiction.

(f) The rights acquired under Section 400.12-104 by a purchaser or qualifying purchaser are governed by the law applicable under this section at the time of purchase.

400.199-101. This article may be cited as Transitional Provisions for Uniform Commercial Code Amendments (2022).

400.199-102. (a) In this article:

(1) "Adjustment date" means July 1, 2025.

(2) "Article 12" means Article 12 of this chapter.

(3) "Article 12 property" means a controllable account, controllable electronic record, or controllable payment intangible.

(b) The following definitions in other articles of this chapter apply to this article.

"Controllable account". Section 400.9-102.

"Controllable electronic record". Section 400.12-102.

"Controllable payment intangible". Section 400.9-102.

"Electronic money". Section 400.9-102.

"Financing statement". Section 400.9-102.

(c) Article 1 contains general definitions and principles of construction and interpretation applicable throughout this article.

400.199-201. Except as provided in sections 400.199-301, 400.199-302, 400.199-303, 400.199-304, 400.199-305, and 400.199-306, a transaction validly entered into before August 28, 2024, and the rights, duties, and interests flowing from the transaction remain valid thereafter and may be terminated, completed, consummated, or enforced as required or permitted by law other than this chapter or, if applicable, this chapter, as though this act had not taken effect.

400.199-301. (a) Except as provided in sections 400.199-301, 400.199-302, 400.199-303, 400.199-304, 400.199-305, and 400.199-306, Article 9 as amended by this act and Article 12 apply to a transaction, lien, or other interest in property, even if the transaction, lien, or interest was entered into, created, or acquired before August 28, 2024.

(b) Except as provided in subsection (c) and sections 400.199-302 through 400.199-306:

(1) A transaction, lien, or interest in property that was validly entered into, created, or transferred before August 28, 2024 and was not governed by this chapter, but would be subject to Article 9 as amended by this act or Article 12 if it had been entered into, created, or transferred on or after August 28, 2024, including the rights, duties, and interests flowing from the transaction, lien, or interest, remains valid on and after August 28, 2024; and

(2) The transaction, lien, or interest may be terminated, completed, consummated, and enforced as required or permitted by this act or by the law that would apply if this act had not taken effect.

(c) This act does not affect an action, case, or proceeding commenced before August 28, 2024.

400.199-302. (a) A security interest that is enforceable and perfected immediately before August 28, 2024 is a perfected security interest under this act if, on August 28, 2024, the requirements for enforceability and perfection under this act are satisfied without further action.

(b) If a security interest is enforceable and perfected immediately before August 28, 2024, but the requirements for enforceability or perfection under this act are not satisfied on August 28, 2024, the security interest:

(1) Is a perfected security interest until the earlier of the time perfection would have ceased under the law in effect immediately before August 28, 2024, or the adjustment date;

(2) Remains enforceable thereafter only if the security interest satisfies the requirements for enforceability under section 400.9-203, as amended by this act, before the adjustment date; and

(3) Remains perfected thereafter only if the requirements for perfection under this act are satisfied before the time specified in paragraph (1).

400.199-303. A security interest that is enforceable immediately before August 28, 2024, but is unperfected at that time:

(1) Remains an enforceable security interest until the adjustment date;

(2) Remains enforceable thereafter if the security interest becomes enforceable under section 400.9-203, as amended by this act, on August 28, 2024, or before the adjustment date; and

(3) Becomes perfected:

(A) Without further action, on August 28, 2024, if the requirements for perfection under this act are satisfied before or at that time; or

(B) When the requirements for perfection are satisfied if the requirements are satisfied after that time.

400.199-304. (a) If action, other than the filing of a financing statement, is taken before August 28, 2024, and the action would have resulted in perfection of the security interest had the security interest become enforceable before August 28, 2024, the action is effective to perfect a security interest that attaches under this act before the adjustment date. An attached security interest becomes unperfected on the adjustment date unless the security interest becomes a perfected security interest under this act before the adjustment date.

(b) The filing of a financing statement before August 28, 2024, is effective to perfect a security interest on August 28, 2024, to the extent the filing would satisfy the requirements for perfection under this act.

(c) The taking of an action before August 28, 2024, is sufficient for the enforceability of a security interest on August 28, 2024, if the action would satisfy the requirements for enforceability under this act.

400.199-305. (a) Subject to subsections (b) and (c), this act determines the priority of conflicting claims to collateral.

(b) Subject to subsection (c), if the priorities of claims to collateral were established before August 28, 2024, Article 9 as in effect before August 28, 2024, determines priority.

(c) On the adjustment date, to the extent the priorities determined by Article 9 as amended by this act modify the priorities established before August 28, 2024, the priorities of claims to Article 12 property and electronic money established before August 28, 2024, cease to apply.

400.199-306. (a) Subject to subsections (b) and (c), Article 12 determines the priority of conflicting claims to Article 12 property when the priority rules of Article 9 as amended by this act do not apply.

(b) Subject to subsection (c), when the priority rules of Article 9 as amended by this act do not apply and the priorities of claims to Article 12 property were established before August 28, 2024, law other than Article 12 determines priority.

(c) When the priority rules of Article 9 as amended by this act do not apply, to the extent the priorities determined by this act modify the priorities established before August 28, 2024, the priorities of claims to Article 12 property established before August 28, 2024, cease to apply on the adjustment date.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute No. 2 for Senate Substitute for Senate Committee Substitute for Senate Bill No. 835, Page 95, Section 362.1117, Line 9, by inserting after all of said section and line the following:

“376.427. 1. As used in this section, the following terms mean:

(1) “Health benefit plan”, as such term is defined in section 376.1350. The term health benefit plan shall also include a prepaid dental plan, as defined in section 354.700;

(2) “Health care services”, medical, surgical, dental, podiatric, pharmaceutical, chiropractic, licensed ambulance service, and optometric services;

(3) “Health carrier” or “carrier”, as such term is defined in section 376.1350. The term health carrier or carrier shall also include a prepaid dental plan corporation, as defined in section 354.700;

(4) “Insured”, any person entitled to benefits under a contract of accident and sickness insurance, or medical-payment insurance issued as a supplement to liability insurance but not including any other coverages contained in a liability or a workers' compensation policy, issued by an insurer;

(5) “Insurer”, any person, reciprocal exchange, interinsurer, fraternal benefit society, health services corporation, self-insured group arrangement to the extent not prohibited by federal law, prepaid dental plan corporation as defined in section 354.700, or any other legal entity engaged in the business of insurance;

(6) “Provider”, a physician, hospital, dentist, podiatrist, chiropractor, pharmacy, licensed ambulance service, or optometrist, licensed by this state.

2. Upon receipt of an assignment of benefits made by the insured to a provider, the insurer shall issue the instrument of payment for a claim for payment for health care services in the name of the provider. All claims shall be paid within thirty days of the receipt by the insurer of all documents reasonably needed to determine the claim.

3. Nothing in this section shall preclude an insurer from voluntarily issuing an instrument of payment in the single name of the provider.

4. Except as provided in subsection 5 of this section, this section shall not require any insurer, health services corporation, prepaid dental plan as defined in section 354.700, health maintenance corporation or preferred provider organization which directly contracts with certain members of a class of providers for the delivery of health care services to issue payment as provided pursuant to this section to those members of the class which do not have a contract with the insurer.

5. When a patient's health benefit plan does not include or require payment to out-of-network providers for all or most covered services, which would otherwise be covered if the patient received such services from a provider in the health benefit plan's network, including but not limited to health maintenance organization plans, as such term is defined in section 354.400, or a health benefit plan offered by a carrier consistent with subdivision (19) of section 376.426, payment for all services shall be made directly to the providers when the health carrier has authorized such services to be received from a provider outside the health benefit plan's network.

6. Payments made to providers under this section shall be subject to the provisions of section 376.383. Entities that are not currently subject to the provisions of section 376.383 shall have a delayed effective date of January 1, 2026 to be subject to such provisions.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for SS for SCS for SB 1351**, entitled:

An Act to repeal sections 256.410, 644.016, 644.041, 644.051, and 644.145, RSMo, and to enact in lieu thereof five new sections relating to water resources, with a penalty provision and an emergency clause for certain sections.

With House Substitute Amendment No. 1 for House Amendment No. 1 and House Amendment No. 2.

HOUSE SUBSTITUTION AMENDMENT NO. 1 FOR
HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 1351, Page 1, In the Title, Line 3, by deleting the words "water resources" and inserting in lieu thereof the words "rural community development"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Substitute for Senate Committee Substitute for Senate Bill No. 1351, Page 1, Section A, Line 3, by inserting after all of said section and line the following:

"68.080. 1. There is hereby established in the state treasury the "Waterways and Ports Trust Fund". The fund shall consist of revenues appropriated to it by the general assembly.

2. The fund may also receive any gifts, contributions, grants, or bequests received from federal, private, or other sources.

3. The fund shall be a revolving trust fund exempt from the provisions of section 33.080 relating to the transfer of unexpended balances by the state treasurer to the general revenue fund of the state. All interest earned upon the balance in the fund shall be deposited to the credit of the fund.

4. Moneys in the fund shall be withdrawn only **at the request of a Missouri port authority for statutorily permitted port purposes and** upon appropriation by the general assembly, to be administered by the state highways and transportation commission and the department of transportation, in consultation with Missouri public ports, for the purposes in subsection 2 of section 68.035 and for no other purpose. To be eligible to receive an appropriation from the fund, a project shall be:

(1) A capital improvement project implementing physical improvements designed to improve commerce or terminal and transportation facilities on or adjacent to the navigable rivers of this state;

(2) Located on land owned or held in long-term lease by a Missouri port authority, **or on land owned by a city not within a county and managed by a Missouri port authority**, or within a navigable river adjacent to such land, and within the boundaries of a port authority;

(3) Funded by alternate sources so that moneys from the fund comprise no more than eighty percent of the cost of the project;

(4) Selected and approved by the highways and transportation commission, in consultation with Missouri public ports, to support a statewide plan for waterborne commerce, in accordance with subdivision (1) of section 68.065; and

(5) Capable of completion within two years of approval by the highways and transportation commission.

5. Appropriations made from the fund established in this section may be used as a local share in applying for other grant programs.

6. The provisions of this section shall terminate on August 28, 2033, pending the discharge of all warrants. On December 31, 2033, the fund shall be dissolved and the unencumbered balance shall be transferred to the general revenue fund.

79.235. 1. Notwithstanding any law to the contrary and for any city of the fourth classification with less than three thousand inhabitants, if a statute or ordinance authorizes the mayor of a city of the fourth classification to appoint a member of a board or commission, any requirement that the appointed person be a resident of the city shall be deemed satisfied if the person owns real property or a business in the city, regardless of whether the position to which the appointment is made is considered an officer of the city under section 79.250.

2. Notwithstanding any law to the contrary and for any city of the fourth classification with less than three thousand inhabitants, if a statute or ordinance authorizes a mayor to appoint a member of a board that manages a municipal utility of the city, any requirement that the appointed person be a resident of the city shall be deemed satisfied if all of the following conditions are met:

(1) The board has no authority to set utility rates or to issue bonds;

(2) The person resides within five miles of the city limits;

(3) The person owns real property or a business in the city;

(4) The person or the person's business is a customer of a public utility, as described under section 91.450, managed by the board; and

(5) The person has no pecuniary interest in, and is not an employee or board member of, any utility or other entity that offers the same type of service as the utility managed by the board.

143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest

on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall

only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

- (a) Livestock Forage Disaster Program;
- (b) Livestock Indemnity Program;
- (c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;
- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan;
- (i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist;

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state; and

(13) **For all tax years beginning on or after January 1, 2022**, one hundred percent of any federal, state, or local grant moneys received by the taxpayer if the grant money was disbursed for the express purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) "Beginning farmer", a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) “Farm owner”, [an individual] **a taxpayer** who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

- a. A sale to a beginning farmer;
- b. A lease or rental agreement not exceeding ten years with a beginning farmer; or
- c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) “Qualified family member”, an individual who is related to a farm owner within the fourth degree by blood, marriage, or adoption and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner's farming operation;

(d) “Taxpayer”, any individual, firm, partner in a firm, corporation, partnership, shareholder in an S corporation, or member of a limited liability company subject to the income tax imposed under this chapter, excluding withholding tax imposed under sections 143.191 to 143.265.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

- a. For the first two million dollars received, one hundred percent;
- b. For the next one million dollars received, eighty percent;
- c. For the next one million dollars received, sixty percent;
- d. For the next one million dollars received, forty percent; and
- e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection.”; and

Further amend said bill, Page 2, Section 256.410, Line 40, by inserting after all of said section and line the following:

“301.010. As used in this chapter and sections 304.010 to 304.040, 304.120 to 304.260, and sections 307.010 to 307.175, the following terms mean:

(1) “All-terrain vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use, with an unladen dry weight of one thousand five hundred pounds or less, traveling on three, four or more nonhighway tires, with either:

(a) A seat designed to be straddled by the operator, and handlebars for steering control, but excluding an electric bicycle; or

(b) A width of fifty inches or less, measured from outside of tire rim to outside of tire rim, regardless of seating or steering arrangement;

(2) “Autocycle”, a three-wheeled motor vehicle which the drivers and passengers ride in a partially or completely enclosed nonstraddle seating area, that is designed to be controlled with a steering wheel and pedals, and that has met applicable Department of Transportation National Highway Traffic Safety Administration requirements or federal motorcycle safety standards;

(3) “Automobile transporter”, any vehicle combination capable of carrying cargo on the power unit and designed and used for the transport of assembled motor vehicles, including truck camper units;

(4) “Axle load”, the total load transmitted to the road by all wheels whose centers are included between two parallel transverse vertical planes forty inches apart, extending across the full width of the vehicle;

(5) “Backhaul”, the return trip of a vehicle transporting cargo or general freight, especially when carrying goods back over all or part of the same route;

(6) “Boat transporter”, any vehicle combination capable of carrying cargo on the power unit and designed and used specifically to transport assembled boats and boat hulls. Boats may be partially disassembled to facilitate transporting;

(7) “Body shop”, a business that repairs physical damage on motor vehicles that are not owned by the shop or its officers or employees by mending, straightening, replacing body parts, or painting;

(8) “Bus”, a motor vehicle primarily for the transportation of a driver and eight or more passengers but not including shuttle buses;

(9) “Commercial motor vehicle”, a motor vehicle designed or regularly used for carrying freight and merchandise, or more than eight passengers but not including vanpools or shuttle buses;

(10) “Cotton trailer”, a trailer designed [and used exclusively] for transporting cotton at speeds less than [forty] **sixty-five** miles per hour from field to field or from field to market and return;

(11) “Dealer”, any person, firm, corporation, association, agent or subagent engaged in the sale or exchange of new, used or reconstructed motor vehicles or trailers;

(12) “Director” or “director of revenue”, the director of the department of revenue;

(13) “Driveaway operation”:

(a) The movement of a motor vehicle or trailer by any person or motor carrier other than a dealer over any public highway, under its own power singly, or in a fixed combination of two or more vehicles, for the purpose of delivery for sale or for delivery either before or after sale;

(b) The movement of any vehicle or vehicles, not owned by the transporter, constituting the commodity being transported, by a person engaged in the business of furnishing drivers and operators for the purpose of transporting vehicles in transit from one place to another by the driveaway or towaway methods; or

(c) The movement of a motor vehicle by any person who is lawfully engaged in the business of transporting or delivering vehicles that are not the person's own and vehicles of a type otherwise required to be registered, by the driveaway or towaway methods, from a point of manufacture, assembly or distribution or from the owner of the vehicles to a dealer or sales agent of a manufacturer or to any consignee designated by the shipper or consignor;

(14) “Dromedary”, a box, deck, or plate mounted behind the cab and forward of the fifth wheel on the frame of the power unit of a truck tractor-semitrailer combination. A truck tractor equipped with a dromedary may carry part of a load when operating independently or in a combination with a semitrailer;

(15) “Electric bicycle”, a bicycle equipped with fully operable pedals, a saddle or seat for the rider, and an electric motor of less than 750 watts that meets the requirements of one of the following three classes:

(a) "Class 1 electric bicycle", an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty miles per hour;

(b) "Class 2 electric bicycle", an electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches the speed of twenty miles per hour; or

(c) "Class 3 electric bicycle", an electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty-eight miles per hour;

(16) "Farm tractor", a tractor used exclusively for agricultural purposes;

(17) "Fleet", any group of ten or more motor vehicles owned by the same owner;

(18) "Fleet vehicle", a motor vehicle which is included as part of a fleet;

(19) "Fullmount", a vehicle mounted completely on the frame of either the first or last vehicle in a saddlemount combination;

(20) "Gross weight", the weight of vehicle and/or vehicle combination without load, plus the weight of any load thereon;

(21) "Hail-damaged vehicle", any vehicle, the body of which has become dented as the result of the impact of hail;

(22) "Highway", any public thoroughfare for vehicles, including state roads, county roads and public streets, avenues, boulevards, parkways or alleys in any municipality;

(23) "Improved highway", a highway which has been paved with gravel, macadam, concrete, brick or asphalt, or surfaced in such a manner that it shall have a hard, smooth surface;

(24) "Intersecting highway", any highway which joins another, whether or not it crosses the same;

(25) "Junk vehicle", a vehicle which:

(a) Is incapable of operation or use upon the highways and has no resale value except as a source of parts or scrap; or

(b) Has been designated as junk or a substantially equivalent designation by this state or any other state;

(26) "Kit vehicle", a motor vehicle assembled by a person other than a generally recognized manufacturer of motor vehicles by the use of a glider kit or replica purchased from an authorized manufacturer and accompanied by a manufacturer's statement of origin;

(27) "Land improvement contractors' commercial motor vehicle", any not-for-hire commercial motor vehicle the operation of which is confined to:

(a) An area that extends not more than a radius of one hundred fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects

involving soil and water conservation, or to and from equipment dealers' maintenance facilities for maintenance purposes; or

(b) An area that extends not more than a radius of fifty miles from its home base of operations when transporting its owner's machinery, equipment, or auxiliary supplies to or from projects not involving soil and water conservation.

Nothing in this subdivision shall be construed to prevent any motor vehicle from being registered as a commercial motor vehicle or local commercial motor vehicle;

(28) "Local commercial motor vehicle", a commercial motor vehicle whose operations are confined to a municipality and that area extending not more than fifty miles therefrom, or a commercial motor vehicle whose property-carrying operations are confined solely to the transportation of property owned by any person who is the owner or operator of such vehicle to or from a farm owned by such person or under the person's control by virtue of a landlord and tenant lease; provided that any such property transported to any such farm is for use in the operation of such farm;

(29) "Local log truck", a commercial motor vehicle which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state; used exclusively in this state; used to transport harvested forest products; operated solely at a forested site and in an area extending not more than a one hundred fifty mile radius from such site; and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred fifty mile radius from such site with an extended distance local log truck permit, does not have more than four axles, and does not pull a trailer which has more than three axles. Harvesting equipment which is used specifically for cutting, felling, trimming, delimbing, debarking, chipping, skidding, loading, unloading, and stacking may be transported on a local log truck;

(30) "Local log truck tractor", a commercial motor vehicle which is registered under this chapter to operate as a motor vehicle on the public highways of this state; used exclusively in this state; used to transport harvested forest products, operated at a forested site and in an area extending not more than a one hundred fifty mile radius from such site; and when operated on the national system of interstate and defense highways described in 23 U.S.C. Section 103, as amended, or outside the one hundred fifty mile radius from such site with an extended distance local log truck permit, does not have more than three axles and does not pull a trailer which has more than three axles;

(31) "Local transit bus", a bus whose operations are confined wholly within a municipal corporation, or wholly within a municipal corporation and a commercial zone, as defined in section 390.020, adjacent thereto, forming a part of a public transportation system within such municipal corporation and such municipal corporation and adjacent commercial zone;

(32) "Log truck", a vehicle which is not a local log truck or local log truck tractor and is used exclusively to transport harvested forest products to and from forested sites which is registered pursuant to this chapter to operate as a motor vehicle on the public highways of this state for the transportation of harvested forest products;

(33) "Major component parts", the rear clip, cowl, frame, body, cab, front-end assembly, and front clip, as those terms are defined by the director of revenue pursuant to rules and regulations or by illustrations;

(34) “Manufacturer”, any person, firm, corporation or association engaged in the business of manufacturing or assembling motor vehicles, trailers or vessels for sale;

(35) “Motor change vehicle”, a vehicle manufactured prior to August, 1957, which receives a new, rebuilt or used engine, and which used the number stamped on the original engine as the vehicle identification number;

(36) “Motor vehicle”, any self-propelled vehicle not operated exclusively upon tracks, except farm tractors and electric bicycles;

(37) “Motor vehicle primarily for business use”, any vehicle other than a recreational motor vehicle, motorcycle, motortricycle, or any commercial motor vehicle licensed for over twelve thousand pounds:

(a) Offered for hire or lease; or

(b) The owner of which also owns ten or more such motor vehicles;

(38) “Motorcycle”, a motor vehicle operated on two wheels;

(39) “Motorized bicycle”, any two-wheeled or three-wheeled device having an automatic transmission and a motor with a cylinder capacity of not more than fifty cubic centimeters, which produces less than three gross brake horsepower, and is capable of propelling the device at a maximum speed of not more than thirty miles per hour on level ground, but excluding an electric bicycle;

(40) “Motortricycle”, a motor vehicle upon which the operator straddles or sits astride that is designed to be controlled by handle bars and is operated on three wheels, including a motorcycle while operated with any conveyance, temporary or otherwise, requiring the use of a third wheel, but excluding an electric bicycle. A motortricycle shall not be included in the definition of all-terrain vehicle;

(41) “Municipality”, any city, town or village, whether incorporated or not;

(42) “Nonresident”, a resident of a state or country other than the state of Missouri;

(43) “Non-USA-std motor vehicle”, a motor vehicle not originally manufactured in compliance with United States emissions or safety standards;

(44) “Operator”, any person who operates or drives a motor vehicle;

(45) “Owner”, any person, firm, corporation or association, who holds the legal title to a vehicle or who has executed a buyer's order or retail installment sales contract with a motor vehicle dealer licensed under sections 301.550 to 301.580 for the purchase of a vehicle with an immediate right of possession vested in the transferee, or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the conditions stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner;

(46) “Public garage”, a place of business where motor vehicles are housed, stored, repaired, reconstructed or repainted for persons other than the owners or operators of such place of business;

(47) “Rebuilder”, a business that repairs or rebuilds motor vehicles owned by the rebuilder, but does not include certificated common or contract carriers of persons or property;

(48) “Reconstructed motor vehicle”, a vehicle that is altered from its original construction by the addition or substitution of two or more new or used major component parts, excluding motor vehicles made from all new parts, and new multistage manufactured vehicles;

(49) “Recreational motor vehicle”, any motor vehicle designed, constructed or substantially modified so that it may be used and is used for the purposes of temporary housing quarters, including therein sleeping and eating facilities which are either permanently attached to the motor vehicle or attached to a unit which is securely attached to the motor vehicle. Nothing herein shall prevent any motor vehicle from being registered as a commercial motor vehicle if the motor vehicle could otherwise be so registered;

(50) “Recreational off-highway vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or more nonhighway tires and which may have access to ATV trails;

(51) “Recreational trailer”, any trailer designed, constructed, or substantially modified so that it may be used and is used for the purpose of temporary housing quarters, including therein sleeping or eating facilities, which can be temporarily attached to a motor vehicle or attached to a unit which is securely attached to a motor vehicle;

(52) “Rollback or car carrier”, any vehicle specifically designed to transport wrecked, disabled or otherwise inoperable vehicles, when the transportation is directly connected to a wrecker or towing service;

(53) “Saddlemount combination”, a combination of vehicles in which a truck or truck tractor tows one or more trucks or truck tractors, each connected by a saddle to the frame or fifth wheel of the vehicle in front of it. The “saddle” is a mechanism that connects the front axle of the towed vehicle to the frame or fifth wheel of the vehicle in front and functions like a fifth wheel kingpin connection. When two vehicles are towed in this manner the combination is called a “double saddlemount combination”. When three vehicles are towed in this manner, the combination is called a “triple saddlemount combination”;

(54) “Salvage dealer and dismantler”, a business that dismantles used motor vehicles for the sale of the parts thereof, and buys and sells used motor vehicle parts and accessories;

(55) “Salvage vehicle”, a motor vehicle, semitrailer, or house trailer which:

(a) Was damaged during a year that is no more than six years after the manufacturer's model year designation for such vehicle to the extent that the total cost of repairs to rebuild or reconstruct the vehicle to its condition immediately before it was damaged for legal operation on the roads or highways exceeds eighty percent of the fair market value of the vehicle immediately preceding the time it was damaged;

(b) By reason of condition or circumstance, has been declared salvage, either by its owner, or by a person, firm, corporation, or other legal entity exercising the right of security interest in it;

(c) Has been declared salvage by an insurance company as a result of settlement of a claim;

(d) Ownership of which is evidenced by a salvage title; or

(e) Is abandoned property which is titled pursuant to section 304.155 or section 304.157 and designated with the words “salvage/abandoned property”. The total cost of repairs to rebuild or reconstruct the vehicle shall not include the cost of repairing, replacing, or reinstalling inflatable safety restraints, tires, sound systems, or damage as a result of hail, or any sales tax on parts or materials to rebuild or reconstruct the vehicle. For purposes of this definition, “fair market value” means the retail value of a motor vehicle as:

a. Set forth in a current edition of any nationally recognized compilation of retail values, including automated databases, or from publications commonly used by the automotive and insurance industries to establish the values of motor vehicles;

b. Determined pursuant to a market survey of comparable vehicles with regard to condition and equipment; and

c. Determined by an insurance company using any other procedure recognized by the insurance industry, including market surveys, that is applied by the company in a uniform manner;

(56) “School bus”, any motor vehicle used solely to transport students to or from school or to transport students to or from any place for educational purposes;

(57) “Scrap processor”, a business that, through the use of fixed or mobile equipment, flattens, crushes, or otherwise accepts motor vehicles and vehicle parts for processing or transportation to a shredder or scrap metal operator for recycling;

(58) “Shuttle bus”, a motor vehicle used or maintained by any person, firm, or corporation as an incidental service to transport patrons or customers of the regular business of such person, firm, or corporation to and from the place of business of the person, firm, or corporation providing the service at no fee or charge. Shuttle buses shall not be registered as buses or as commercial motor vehicles;

(59) “Special mobile equipment”, every self-propelled vehicle not designed or used primarily for the transportation of persons or property and incidentally operated or moved over the highways, including farm equipment, implements of husbandry, road construction or maintenance machinery, ditch-digging apparatus, stone crushers, air compressors, power shovels, cranes, graders, rollers, well-drillers and wood-sawing equipment used for hire, asphalt spreaders, bituminous mixers, bucket loaders, ditchers, leveling graders, finished machines, motor graders, road rollers, scarifiers, earth-moving carryalls, scrapers, drag lines, concrete pump trucks, rock-drilling and earth-moving equipment. This enumeration shall be deemed partial and shall not operate to exclude other such vehicles which are within the general terms of this section;

(60) “Specially constructed motor vehicle”, a motor vehicle which shall not have been originally constructed under a distinctive name, make, model or type by a manufacturer of motor vehicles. The term specially constructed motor vehicle includes kit vehicles;

(61) “Stinger-steered combination”, a truck tractor-semitrailer wherein the fifth wheel is located on a drop frame located behind and below the rearmost axle of the power unit;

(62) “Tandem axle”, a group of two or more axles, arranged one behind another, the distance between the extremes of which is more than forty inches and not more than ninety-six inches apart;

(63) “Towaway trailer transporter combination”, a combination of vehicles consisting of a trailer transporter towing unit and two trailers or semitrailers, with a total weight that does not exceed twenty-six thousand pounds; and in which the trailers or semitrailers carry no property and constitute inventory property of a manufacturer, distributor, or dealer of such trailers or semitrailers;

(64) “Tractor”, “truck tractor” or “truck-tractor”, a self-propelled motor vehicle designed for drawing other vehicles, but not for the carriage of any load when operating independently. When attached to a semitrailer, it supports a part of the weight thereof;

(65) “Trailer”, any vehicle without motive power designed for carrying property or passengers on its own structure and for being drawn by a self-propelled vehicle, except those running exclusively on tracks, including a semitrailer or vehicle of the trailer type so designed and used in conjunction with a self-propelled vehicle that a considerable part of its own weight rests upon and is carried by the towing vehicle. The term trailer shall not include cotton trailers as defined in this section and shall not include manufactured homes as defined in section 700.010;

(66) “Trailer transporter towing unit”, a power unit that is not used to carry property when operating in a towaway trailer transporter combination;

(67) “Truck”, a motor vehicle designed, used, or maintained for the transportation of property;

(68) “Truck-tractor semitrailer-semitrailer”, a combination vehicle in which the two trailing units are connected with a B-train assembly which is a rigid frame extension attached to the rear frame of a first semitrailer which allows for a fifth-wheel connection point for the second semitrailer and has one less articulation point than the conventional A-dolly connected truck-tractor semitrailer-trailer combination;

(69) “Truck-trailer boat transporter combination”, a boat transporter combination consisting of a straight truck towing a trailer using typically a ball and socket connection with the trailer axle located substantially at the trailer center of gravity rather than the rear of the trailer but so as to maintain a downward force on the trailer tongue;

(70) “Used parts dealer”, a business that buys and sells used motor vehicle parts or accessories, but not including a business that sells only new, remanufactured or rebuilt parts. Business does not include isolated sales at a swap meet of less than three days;

(71) “Utility vehicle”, any motorized vehicle manufactured and used exclusively for off-highway use which is more than fifty inches but no more than eighty inches in width, measured from outside of tire rim to outside of tire rim, with an unladen dry weight of three thousand five hundred pounds or less, traveling on four or six wheels, to be used primarily for landscaping, lawn care, or maintenance purposes;

(72) “Vanpool”, any van or other motor vehicle used or maintained by any person, group, firm, corporation, association, city, county or state agency, or any member thereof, for the transportation of not less than eight nor more than forty-eight employees, per motor vehicle, to and from their place of employment; however, a vanpool shall not be included in the definition of the term bus or commercial motor vehicle as defined in this section, nor shall a vanpool driver be deemed a chauffeur as that term is defined by section 303.020; nor shall use of a vanpool vehicle for ride-sharing arrangements, recreational, personal, or maintenance uses constitute an unlicensed use of the motor vehicle, unless used for monetary profit other than for use in a ride-sharing arrangement;

(73) "Vehicle", any mechanical device on wheels, designed primarily for use, or used, on highways, except motorized bicycles, electric bicycles, vehicles propelled or drawn by horses or human power, or vehicles used exclusively on fixed rails or tracks, or cotton trailers or motorized wheelchairs operated by handicapped persons;

(74) "Wrecker" or "tow truck", any emergency commercial vehicle equipped, designed and used to assist or render aid and transport or tow disabled or wrecked vehicles from a highway, road, street or highway rights-of-way to a point of storage or repair, including towing a replacement vehicle to replace a disabled or wrecked vehicle;

(75) "Wrecker or towing service", the act of transporting, towing or recovering with a wrecker, tow truck, rollback or car carrier any vehicle not owned by the operator of the wrecker, tow truck, rollback or car carrier for which the operator directly or indirectly receives compensation or other personal gain.

301.033. 1. Notwithstanding the provisions of sections 301.030 and 301.035 to the contrary, the director of revenue shall establish a system of registration of all farm vehicles, as defined in section 302.700, owned or purchased by a farm vehicle fleet owner registered under this section. The director of revenue shall prescribe the forms for such farm vehicle fleet registration and the forms and procedures for the registration updates prescribed in this section. Any owner of more than one farm vehicle which is required to be registered under this chapter may, at his or her option, register a fleet of farm vehicles on an annual or biennial basis under this section in lieu of the registration periods provided in sections 301.030, 301.035, and 301.147. The director shall issue an identification number to each registered owner of a fleet of farm vehicles registered under this section.

2. All farm vehicles included in the fleet of a registered farm vehicle fleet owner shall be registered during April of the corresponding year or on a prorated basis as provided in subsection 3 of this section. Fees of all vehicles in the farm vehicle fleet to be registered on an annual or biennial basis shall be payable not later than the last day of April of the corresponding year, with two years' fees due for biennially-registered vehicles. Notwithstanding the provisions of section 307.355, a certificate of inspection and approval issued no more than one hundred twenty days prior to the date of application for registration shall be valid for registration of a farm fleet vehicle in accordance with this section. The fees for vehicles added to the farm vehicle fleet which are required to be licensed at the time of registration shall be payable at the time of registration, except that when such vehicle is licensed between July first and September thirtieth the fee shall be three-fourths the annual fee, when licensed between October first and December thirty-first the fee shall be one-half the annual fee, and when licensed on or after January first the fee shall be one-fourth the annual fee. If biennial registration is sought for vehicles added to a farm vehicle fleet, an additional year's annual fee shall be added to the partial year's prorated fee.

3. At any time during the calendar year in which an owner of a farm vehicle fleet purchases or otherwise acquires a farm vehicle which is to be added to the farm vehicle fleet or transfers plates to a fleet vehicle, the owner shall present to the director of revenue the identification number as a fleet number and may register the vehicle for the partial year as provided in subsection 2 of this section. The farm vehicle fleet owner shall also be charged a transfer fee of two dollars for each vehicle so transferred under this subsection.

4. Except as specifically provided in this subsection, all farm vehicles registered under this section shall be issued a special license plate which shall have the words "Farm Fleet Vehicle" and shall meet the requirements prescribed by section 301.130. Farm fleet vehicles shall be issued multiyear license plates as provided in this section which shall not require issuance of a renewal tab. Upon payment of appropriate registration fees, the director of revenue shall issue a registration certificate or other suitable evidence of payment of the annual or biennial fee, and such evidence of payment shall be carried at all times in the vehicle for which it is issued.

5. The director shall make all necessary rules and regulations for the administration of this section and shall design all necessary forms required by this section. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable, and if any of the powers vested with the general assembly under chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.

301.560. 1. In addition to the application forms prescribed by the department, each applicant shall submit the following to the department:

(1) Every application other than **an application for a new motor vehicle franchise dealer where the applicant is a retailer that sells agricultural supplies and is under common ownership and control with at least five other new motor vehicle franchise dealers doing business under the same name**, or a renewal application for a **new** motor vehicle franchise dealer shall include a certification that the applicant has a bona fide established place of business. Such application shall include an annual certification that the applicant has a bona fide established place of business for the first three years and only for every other year thereafter. The certification shall be performed by a uniformed member of the Missouri state highway patrol or authorized or designated employee stationed in the troop area in which the applicant's place of business is located; except that in counties of the first classification, certification may be performed by an officer of a metropolitan police department when the applicant's established place of business of distributing or selling motor vehicles or trailers is in the metropolitan area where the certifying metropolitan police officer is employed. When the application is being made for licensure as a boat manufacturer or boat dealer, certification shall be performed by a uniformed member of the Missouri state highway patrol or authorized or designated employee stationed in the troop area in which the applicant's place of business is located or, if the applicant's place of business is located within the jurisdiction of a metropolitan police department in a first class county, by an officer of such metropolitan police department. A bona fide established place of business for any new motor vehicle franchise dealer, used motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle dealer, trailer dealer, or wholesale or public auction shall be a permanent enclosed building or structure, either owned in fee or leased and actually occupied as a place of business by the applicant for the selling, bartering, trading, servicing, or exchanging of motor vehicles, boats, personal watercraft, or trailers and wherein the public may contact the owner or operator at any reasonable time, and wherein shall be kept and maintained the books, records, files and other matters required and necessary to conduct the business. The applicant shall maintain a working telephone number during the entire registration year which will allow the public, the department, and law enforcement to contact the applicant during regular business hours. The applicant

shall also maintain an email address during the entire registration year which may be used for official correspondence with the department. In order to qualify as a bona fide established place of business for all applicants licensed pursuant to this section there shall be an exterior sign displayed carrying the name of the business set forth in letters at least six inches in height and clearly visible to the public and there shall be an area or lot which shall not be a public street on which multiple vehicles, boats, personal watercraft, or trailers may be displayed. The sign shall contain the name of the dealership by which it is known to the public through advertising or otherwise, which need not be identical to the name appearing on the dealership's license so long as such name is registered as a fictitious name with the secretary of state, has been approved by its line-make manufacturer in writing in the case of a new motor vehicle franchise dealer and a copy of such fictitious name registration has been provided to the department. Dealers who sell only emergency vehicles as defined in section 301.550 are exempt from maintaining a bona fide place of business, including the related law enforcement certification requirements, and from meeting the minimum yearly sales;

(2) The initial application for licensure shall include a photograph, not to exceed eight inches by ten inches but no less than five inches by seven inches, showing the business building, lot, and sign. A new motor vehicle franchise dealer applicant who has purchased a currently licensed new motor vehicle franchised dealership shall be allowed to submit a photograph of the existing dealership building, lot and sign but shall be required to submit a new photograph upon the installation of the new dealership sign as required by sections 301.550 to 301.580. Applicants shall not be required to submit a photograph annually unless the business has moved from its previously licensed location, or unless the name of the business or address has changed, or unless the class of business has changed;

(3) Every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, trailer dealer, or boat dealer shall furnish with the application a corporate surety bond or an irrevocable letter of credit as defined in section 400.5-102, issued by any state or federal financial institution in the penal sum of fifty thousand dollars on a form approved by the department. The bond or irrevocable letter of credit shall be conditioned upon the dealer complying with the provisions of the statutes applicable to new motor vehicle franchise dealers, used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers, trailer dealers, and boat dealers, and the bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded when such acts constitute grounds for the suspension or revocation of the dealer's license. The bond shall be executed in the name of the state of Missouri for the benefit of all aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the beneficiary; except, that the aggregate liability of the surety or financial institution to the aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of credit. Additionally, every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, or boat dealer shall furnish with the application a copy of a current dealer garage policy bearing the policy number and name of the insurer and the insured. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be paid upon receipt by the department of a final judgment from a Missouri court of competent jurisdiction against the principal and in favor of an aggrieved party. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be paid at the order of the department and in the amount determined by the department to any buyer or interested lienholder up to the greater of the amount required for the release of the purchase money lien or the sales price paid by the buyer where a dealer has failed to fulfill the dealer's obligations under an agreement to assign and deliver title to the buyer within

thirty days under a contract entered into pursuant to subsection 5 of section 301.210. The department shall direct release of the bond or irrevocable letter of credit proceeds upon presentation of a written agreement entered into pursuant to subsection 5 of section 301.210, copies of the associated sales and finance documents, and the affidavit or affidavits of the buyer or lienholder stating that the certificate of title with assignment thereof has not been passed to the buyer within thirty days of the date of the contract entered into under subsection 5 of section 301.210, that the dealer has not fulfilled the agreement under the contract to repurchase the vehicle, that the buyer or the lienholder has notified the dealer of the claim on the bond or letter of credit, and the amount claimed by the purchaser or lienholder. In addition, prior to directing release and payment of the proceeds of a bond or irrevocable letter of credit, the department shall ensure that there is satisfactory evidence to establish that the vehicle which is subject to the written agreement has been returned by the buyer to the dealer or that the buyer has represented to the department that the buyer will surrender possession of the vehicle to the dealer upon payment of the proceeds of the bond or letter of credit directed by the department. Excepting ordinary wear and tear or mechanical failures not caused by the buyer, the amount of proceeds to be paid to the buyer under the bond or irrevocable letter of credit shall be reduced by an amount equivalent to any damage, abuse, or destruction incurred by the vehicle while the vehicle was in the buyer's possession as agreed between the buyer and the dealer. The dealer may apply to a court of competent jurisdiction to contest the claim on the bond or letter of credit, including the amount of the claim and the amount of any adjustment for any damage, abuse, or destruction, by filing a petition with the court within thirty days of the notification by the buyer or lienholder. If the dealer does not fulfill the agreement or file a petition to request judicial relief from the terms of the agreement or contest the amount of the claim, the bond or letter of credit shall be released by the department and directed paid in the amount or amounts presented by the lienholder or buyer;

(4) Payment of all necessary license fees as established by the department. In establishing the amount of the annual license fees, the department shall, as near as possible, produce sufficient total income to offset operational expenses of the department relating to the administration of sections 301.550 to 301.580. All fees payable pursuant to the provisions of sections 301.550 to 301.580, other than those fees collected for the issuance of dealer plates or certificates of number collected pursuant to subsection 6 of this section, shall be collected by the department for deposit in the state treasury to the credit of the "Motor Vehicle Commission Fund", which is hereby created. The motor vehicle commission fund shall be administered by the Missouri department of revenue. The provisions of section 33.080 to the contrary notwithstanding, money in such fund shall not be transferred and placed to the credit of the general revenue fund until the amount in the motor vehicle commission fund at the end of the biennium exceeds two times the amount of the appropriation from such fund for the preceding fiscal year or, if the department requires permit renewal less frequently than yearly, then three times the appropriation from such fund for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the multiple of the appropriation from such fund for the preceding fiscal year.

2. In the event a new vehicle manufacturer, boat manufacturer, motor vehicle dealer, wholesale motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle auction, trailer dealer, or a public motor vehicle auction submits an application for a license for a new business and the applicant has complied with all the provisions of this section, the department shall make a decision to grant or deny the license to the applicant within eight working hours after receipt of the dealer's application, notwithstanding any rule of the department.

3. Except as otherwise provided in subsection 6 of this section, upon the initial issuance of a license by the department, the department shall assign a distinctive dealer license number or certificate of number to the applicant and the department shall issue one number plate or certificate bearing the distinctive dealer license number or certificate of number and two additional number plates or certificates of number within eight working hours after presentment of the application and payment by the applicant of a fee of fifty dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate or certificate. Upon renewal, the department shall issue the distinctive dealer license number or certificate of number as quickly as possible. The issuance of such distinctive dealer license number or certificate of number shall be in lieu of registering each motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer, manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor vehicle auction or new or used motor vehicle dealer. The license plates described in this section shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

4. Notwithstanding any other provision of the law to the contrary, the department shall assign the following distinctive dealer license numbers to:

New motor vehicle franchise dealers	D-0 through D-999
New powersport dealers	D-1000 through D-1999
Used motor vehicle and used powersport dealers	D-2000 through D-9999
Wholesale motor vehicle dealers	W-0 through W-1999
Wholesale motor vehicle auctions	WA-0 through WA-999
New and used trailer dealers	T-0 through T-9999
Motor vehicle, trailer, and boat manufacturers	DM-0 through DM-999
Public motor vehicle auctions	A-0 through A-1999
Boat dealers	M-0 through M-9999
New and used recreational motor vehicle dealers	RV-0 through RV-999

For purposes of this subsection, qualified transactions shall include the purchase of salvage titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a salvage dealer's license shall be allowed one additional plate or certificate number per fifty-unit qualified transactions annually. In order for salvage dealers to obtain number plates or certificates under this section, dealers shall submit

to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of purchases during the reporting period of July first of the immediately preceding year to June thirtieth of the present year. The provisions of this subsection shall become effective on the date the director of the department of revenue begins to reissue new license plates under section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue begins reissuing new license plates under the authority granted under section 301.130 prior to December 1, 2008, the director of the department of revenue shall notify the revisor of statutes of such fact.

5. Upon the sale of a currently licensed motor vehicle dealership the department shall, upon request, authorize the new approved dealer applicant to retain the selling dealer's license number and shall cause the new dealer's records to indicate such transfer. If the new approved dealer applicant elects not to retain the selling dealer's license number, the department shall issue the new dealer applicant a new dealer's license number and an equal number of plates or certificates as the department had issued to the selling dealer.

6. In the case of motor vehicle dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue one additional number plate to the applicant upon payment by the dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for the additional number plate. The department may issue a third plate to the motor vehicle dealer upon completion of the dealer's fifteenth qualified transaction and payment of a fee of ten dollars and fifty cents. In the case of new motor vehicle manufacturers, powersport dealers, recreational motor vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue two additional number plates to the applicant upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for each additional number plate. Boat dealers and boat manufacturers shall be entitled to one certificate of number bearing such number upon the payment of a fifty dollar fee. Additional number plates and as many additional certificates of number may be obtained upon payment of a fee of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle manufacturers shall not be issued or possess more than three hundred forty-seven additional number plates or certificates of number annually. New and used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are limited to one additional plate or certificate of number per ten-unit qualified transactions annually. New and used recreational motor vehicle dealers are limited to two additional plates or certificate of number per ten-unit qualified transactions annually for their first fifty transactions and one additional plate or certificate of number per ten-unit qualified transactions thereafter. An applicant seeking the issuance of an initial license shall indicate on his or her initial application the applicant's proposed annual number of sales in order for the director to issue the appropriate number of additional plates or certificates of number. A motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer obtaining a distinctive dealer license plate or certificate of number or additional license plate or additional certificate of number, throughout the calendar year, shall be required to pay a fee for such license plates or certificates of number computed on the basis of one-twelfth of the full fee prescribed for the original and duplicate number plates or certificates of number for such dealers' licenses, multiplied by the number of months remaining in the licensing period for which the dealer or manufacturers shall be required to be licensed. In the event of a renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and public auctions shall be issued a certificate of

dealer registration in lieu of a dealer number plate. In order for dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of sales during the reporting period of July first of the immediately preceding year to June thirtieth of the present year.

7. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any motor vehicle owned by a new motor vehicle manufacturer. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any motor vehicle or trailer owned and held for resale by a motor vehicle dealer for use by a customer who is test driving the motor vehicle, for use by any customer while the customer's vehicle is being serviced or repaired by the motor vehicle dealer, for use and display purposes during, but not limited to, parades, private events, charitable events, or for use by an employee or officer, but shall not be displayed on any motor vehicle or trailer hired or loaned to others or upon any regularly used service or wrecker vehicle. Motor vehicle dealers may display their dealer plates on a tractor, truck or trailer to demonstrate a vehicle under a loaded condition. Trailer dealers may display their dealer license plates in like manner, except such plates may only be displayed on trailers owned and held for resale by the trailer dealer.

8. The certificates of number issued pursuant to subsection 3 or 6 of this section may be displayed on any vessel or vessel trailer owned and held for resale by a boat manufacturer or a boat dealer, and used by a customer who is test driving the vessel or vessel trailer, or is used by an employee or officer on a vessel or vessel trailer only, but shall not be displayed on any motor vehicle owned by a boat manufacturer, boat dealer, or trailer dealer, or vessel or vessel trailer hired or loaned to others or upon any regularly used service vessel or vessel trailer. Boat dealers and boat manufacturers may display their certificate of number on a vessel or vessel trailer when transporting a vessel or vessels to an exhibit or show.

9. If any law enforcement officer has probable cause to believe that any license plate or certificate of number issued under subsection 3 or 6 of this section is being misused in violation of subsection 7 or 8 of this section, the license plate or certificate of number may be seized and surrendered to the department.

10. (1) Every application for the issuance of a used motor vehicle dealer's license shall be accompanied by proof that the applicant, within the last twelve months, has completed an educational seminar course approved by the department as prescribed by subdivision (2) of this subsection. Wholesale and public auto auctions and applicants currently holding a new or used license for a separate dealership shall be exempt from the requirements of this subsection. The provisions of this subsection shall not apply to current new motor vehicle franchise dealers or motor vehicle leasing agencies or applicants for a new motor vehicle franchise or a motor vehicle leasing agency. The provisions of this subsection shall not apply to used motor vehicle dealers who were licensed prior to August 28, 2006.

(2) The educational seminar shall include, but is not limited to, the dealer requirements of sections 301.550 to 301.580, the rules promulgated to implement, enforce, and administer sections 301.550 to 301.580, and any other rules and regulations promulgated by the department.

307.010. 1. All motor vehicles, and every trailer and semitrailer operating upon the public highways of this state and carrying goods or material or farm products which may reasonably be expected to become dislodged and fall from the vehicle, trailer or semitrailer as a result of wind pressure or air pressure and/or by the movement of the vehicle, trailer or semitrailer shall have a protective cover or be sufficiently

secured so that no portion of such goods or material can become dislodged and fall from the vehicle, trailer or semitrailer while being transported or carried.

2. A cotton trailer, as defined in section 301.010, shall not be in violation of this section, provided it is traveling at speeds less than sixty-five miles per hour from field to field or from field to market and return, and no portion of such goods or material becomes dislodged and falls from the cotton trailer.

3. Operation of a motor vehicle, trailer or semitrailer in violation of this section shall be a class C misdemeanor, and any person convicted thereof shall be punished as provided by law.”; and

Further amend said bill, Pages 2-5, Section 644.016, Lines 1-114, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 5-6, Section 644.041, Lines 1-33, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 6-15, Section 644.051, Lines 1-310, by deleting all of said section and lines from the bill; and

Further amend said bill, Pages 15-18, Section 644.145, Lines 1-109, by deleting all of said section and lines from the bill; and

Further amend said bill, Page18, Section B, Lines 1-8, by deleting all of said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HCS for SB 736**, entitled:

An Act to repeal sections 30.753, 67.2800, 67.2810, 67.2815, 67.2817, 67.2830, 67.2840, 108.170, 143.121, 361.700, 361.705, 361.707, 361.711, 361.715, 361.718, 361.720, 361.723, 361.725, 361.727, 362.1010, 362.1015, 362.1030, 362.1035, 362.1040, 362.1055, 362.1060, 362.1085, 362.1090, 362.1095, 362.1100, 362.1105, 362.1110, 362.1115, 362.1116, 362.1117, 376.1345, 379.1640, 400.1-201, 400.4A-106, 400.7-102, 407.661, 407.738, 407.830, 407.1043, 408.010, 408.035, 408.140, 415.415, 432.275, and 442.210, RSMo, and to enact in lieu thereof eighty-nine new sections relating to financial transactions, with penalty provisions.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, House Amendment No. 4 and House Amendment No. 5.

HOUSE AMENDMENT NO. 1

Amend House Committee Substitute for Senate Bill No. 736, In the Title, Line 9, by deleting “financial transactions” and inserting in lieu thereof “state and local government”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Committee Substitute for Senate Bill No. 736, Page 2, Section 30.266, Lines 1-21, by deleting said section and lines from the bill; and

Further amend said bill, Pages 2-3, Section 30.267, Lines 1-21, by deleting said section and lines from the bill; and

Further amend said bill, Pages 3-4, Section 34.700, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill, Pages 4-5, Section 67.2800, Lines 1-64, by deleting said section and lines from the bill; and

Further amend said bill, Pages 6-7, Section 67.2810, Lines 1-65, by deleting said section and lines from the bill; and

Further amend said bill, Pages 7-9, Section 67.2815, Lines 1-67, by deleting said section and lines from the bill; and

Further amend said bill, Pages 9-11, Section 67.2817, Lines 1-86, by deleting said section and lines from the bill; and

Further amend said bill, Page 12, Section 67.2830, Lines 1-13, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 67.2840, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill, Pages 12-17, Section 108.170, Lines 1-171, by deleting said section and lines from the bill; and

Further amend said bill, Pages 17-24, Section 143.121, Lines 1-261, by deleting said section and lines from the bill; and

Further amend said bill, Page 24, Section 361.900, Lines 1-2, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.903, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill, Pages 24-28, Section 361.906, Lines 1-154, by deleting said section and lines from the bill; and

Further amend said bill, Pages 28-30, Section 361.909, Lines 1-66, by deleting said section and lines from the bill; and

Further amend said bill, Page 30, Section 361.912, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill, Pages 30-31, Section 361.915, Lines 1-31, by deleting said section and lines from the bill; and

Further amend said bill, Pages 31-32, Section 361.918, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Page 32, Section 361.921, Lines 1-28, by deleting said section and lines from the bill; and

Further amend said bill, Pages 32-33, Section 361.924, Lines 1-23, by deleting said section and lines from the bill; and

Further amend said bill, Page 33, Section 361.927, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.930, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill, Page 34, Section 361.933, Lines 1-34, by deleting said section and lines from the bill; and

Further amend said bill, Pages 34-36, Section 361.936, Lines 1-73, by deleting said section and lines from the bill; and

Further amend said bill, Pages 36-38, Section 361.939, Lines 1-42, by deleting said section and lines from the bill; and

Further amend said bill, Pages 38-39, Section 361.942, Lines 1-53, by deleting said section and lines from the bill; and

Further amend said bill, Page 39, Section 361.945, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Pages 39-40, Section 361.948, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill, Pages 40-43, Section 361.951, Lines 1-120, by deleting said section and lines from the bill; and

Further amend said bill, Pages 43-44, Section 361.954, Lines 1-26, by deleting said section and lines from the bill; and

Further amend said bill, Page 44, Section 361.957, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.960, Lines 1-13, by deleting said section and lines from the bill; and

Further amend said bill, Pages 44-45, Section 361.963, Lines 1-18, by deleting said section and lines from the bill; and

Further amend said bill, Page 45, Section 361.966, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Pages 45-46, Section 361.969, Lines 1-6, by deleting said section and lines from the bill; and

Further amend said bill, Page 46, Section 361.972, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Pages 46-48, Section 361.975, Lines 1-56, by deleting said section and lines from the bill; and

Further amend said bill, Page 48, Section 361.978, Lines 1-5, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.981, Lines 1-17, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.984, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill, Pages 48-49, Section 361.987, Lines 1-25, by deleting said section and lines from the bill; and

Further amend said bill, Pages 49-50, Section 361.990, Lines 1-29, by deleting said section and lines from the bill; and

Further amend said bill, Page 50, Section 361.996, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.999, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill, Page 51, Section 361.1002, Lines 1-13, by deleting said section and lines from the bill; and

Further amend said bill, Pages 51-52, Section 361.1005, Lines 1-38, by deleting said section and lines from the bill; and

Further amend said bill, Pages 52-55, Section 361.1008, Lines 1-116, by deleting said section and lines from the bill; and

Further amend said bill, Pages 55-56, Section 361.1011, Lines 1-26, by deleting said section and lines from the bill; and

Further amend said bill, Page 56, Section 361.1014, Lines 1-23, by deleting said section and lines from the bill; and

Further amend said bill, Pages 56-57, Section 361.1017, Lines 1-18, by deleting said section and lines from the bill; and

Further amend said bill, Page 57, Section 361.1020, Lines 1-7, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1023, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1026, Lines 1-5, by deleting said section and lines from the bill; and

Further amend said bill, Page 58, Section 361.1029, Lines 1-15, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1032, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.1035, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 362.1010, Lines 1-2, by deleting said section and lines from the bill; and

Further amend said bill, Pages 58-61, Section 362.1015, Lines 1-116, by deleting said section and lines from the bill; and

Further amend said bill, Pages 62-63, Section 362.1030, Lines 1-72, by deleting said section and lines from the bill; and

Further amend said bill, Pages 63-64, Section 362.1035, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Page 64, Section 362.1040, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Page 65, Section 362.1055, Lines 1-37, by deleting said section and lines from the bill; and

Further amend said bill, Page 66, Section 362.1060, Lines 1-30, by deleting said section and lines from the bill; and

Further amend said bill, Pages 66-67, Section 362.1085, Lines 1-32, by deleting said section and lines from the bill; and

Further amend said bill, Pages 67-69, Section 362.1090, Lines 1-51, by deleting said section and lines from the bill; and

Further amend said bill, Page 69, Section 362.1095, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill, Pages 69-71, Section 362.1100, Lines 1-71, by deleting said section and lines from the bill; and

Further amend said bill, Pages 71-72, Section 362.1105, Lines 1-41, by deleting said section and lines from the bill; and

Further amend said bill, Pages 72-73, Section 362.1110, Lines 1-33, by deleting said section and lines from the bill; and

Further amend said bill, Pages 73-74, Section 362.1115, Lines 1-45, by deleting said section and lines from the bill; and

Further amend said bill, Page 74, Section 362.1116, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 362.1117, Lines 1-9, by deleting said section and lines from the bill; and

Further amend said bill, Pages 74-76, Section 376.1345, Lines 1-48, by deleting said section and lines from the bill; and

Further amend said bill, Pages 76-79, Section 379.1640, Lines 1-118, by deleting said section and lines from the bill; and

Further amend said bill, Pages 79-83, Section 400.1-201, Lines 1-153, by deleting said section and lines from the bill; and

Further amend said bill, Pages 83-84, Section 400.4A-106, Lines 1-17, by deleting said section and lines from the bill; and

Further amend said bill, Pages 84-85, Section 400.7-102, Lines 1-40, by deleting said section and lines from the bill; and

Further amend said bill, Page 85, Section 407.661, Lines 1-30, by deleting said section and lines from the bill; and

Further amend said bill, Pages 86-87, Section 407.738, Lines 1-57, by deleting said section and lines from the bill; and

Further amend said bill, Pages 87-88, Section 407.830, Lines 1-19, by deleting said section and lines from the bill; and

Further amend said bill, Page 88, Section 407.1043, Lines 1-21, by deleting said section and lines from the bill; and

Further amend said bill, Pages 88-89, Section 408.010, Lines 1-48, by deleting said section and lines from the bill; and

Further amend said bill, Page 90, Section 408.035, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill, Pages 90-92, Section 408.140, Lines 1-73, by deleting said section and lines from the bill; and

Further amend said bill, Pages 92-93, Section 415.415, Lines 1-64, by deleting said section and lines from the bill; and

Further amend said bill, Pages 94-100, Section 427.300, Lines 1-229, by deleting said section and lines from the bill; and

Further amend said bill, Pages 100-101, Section 432.275, Lines 1-43, by deleting said section and lines from the bill; and

Further amend said bill, Pages 101-102, Section 442.210, Lines 1-38, by deleting said section and lines from the bill; and

Further amend said bill, Page 102, Section 361.700, Lines 1-11, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.705, Lines 1-10, by deleting said section and lines from the bill; and

Further amend said bill, Page 103, Section 361.707, Lines 1-12, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.711, Lines 1-32, by deleting said section and lines from the bill; and

Further amend said bill, Pages 103-104, Section 361.715, Lines 1-16, by deleting said section and lines from the bill; and

Further amend said bill, Page 104, Section 361.718, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.720, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.723, Lines 1-5, by deleting said section and lines from the bill; and

Further amend said bill and page, Section 361.725, Lines 1-8, by deleting said section and lines from the bill; and

Further amend said bill, Page 105, Section 361.727, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill and page, Section B, Lines 1-3, by deleting said section and lines from the bill; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Committee Substitute for Senate Bill No. 736, Page 21, Line 33, by inserting after all of said line the following:

“Further amend said bill, Page 24, Section 143.121, Line 261, by inserting after all of said section and line the following:

“301.560. 1. In addition to the application forms prescribed by the department, each applicant shall submit the following to the department:

(1) Every application other than **an application for a new motor vehicle franchise dealer where the applicant is a retailer that sells agricultural supplies and is under common ownership and control with at least five other new motor vehicle franchise dealers doing business under the same name, or** a renewal application for a **new** motor vehicle franchise dealer shall include a certification that the applicant has a bona fide established place of business. Such application shall include an annual certification that the applicant has a bona fide established place of business for the first three years and only for every other year thereafter. The certification shall be performed by a uniformed member of the Missouri state highway patrol or authorized or designated employee stationed in the troop area in which the applicant's place of business is located; except that in counties of the first classification, certification may be performed by an officer of a metropolitan police department when the applicant's established place of business of distributing or selling motor vehicles or trailers is in the metropolitan area where the certifying metropolitan police officer is employed. When the application is being made for licensure as a boat manufacturer or boat dealer, certification shall be performed by a uniformed member of the Missouri state highway patrol or authorized or designated employee stationed in the troop area in which the applicant's place of business is located or, if the applicant's place of business is located within the jurisdiction of a metropolitan police department in a first class county, by an officer of such metropolitan police department. A bona fide established place of business for any new motor vehicle franchise dealer, used motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle dealer, trailer dealer, or wholesale or public auction shall be a permanent enclosed building or structure, either owned in fee or leased and actually occupied as a place of business by the applicant for the selling, bartering, trading, servicing, or exchanging of motor vehicles, boats, personal watercraft, or trailers and wherein the public may contact the owner or operator at any reasonable time, and wherein shall be kept and maintained the books, records, files and other matters required and necessary to conduct the business. The applicant shall maintain a working telephone number during the entire registration year which will allow the public, the department, and law enforcement to contact the applicant during regular business hours. The applicant shall also maintain an email address during the entire registration year which may be used for official correspondence with the department. In order to qualify as a bona fide established place of business for all applicants licensed pursuant to this section there shall be an exterior sign displayed carrying the name of the business set forth in letters at least six inches in height and clearly visible to the public and there shall be an area or lot which shall not be a public street on which multiple vehicles, boats, personal watercraft, or trailers may be displayed. The sign shall contain the name of the dealership by which it is

known to the public through advertising or otherwise, which need not be identical to the name appearing on the dealership's license so long as such name is registered as a fictitious name with the secretary of state, has been approved by its line-make manufacturer in writing in the case of a new motor vehicle franchise dealer and a copy of such fictitious name registration has been provided to the department. Dealers who sell only emergency vehicles as defined in section 301.550 are exempt from maintaining a bona fide place of business, including the related law enforcement certification requirements, and from meeting the minimum yearly sales;

(2) The initial application for licensure shall include a photograph, not to exceed eight inches by ten inches but no less than five inches by seven inches, showing the business building, lot, and sign. A new motor vehicle franchise dealer applicant who has purchased a currently licensed new motor vehicle franchised dealership shall be allowed to submit a photograph of the existing dealership building, lot and sign but shall be required to submit a new photograph upon the installation of the new dealership sign as required by sections 301.550 to 301.580. Applicants shall not be required to submit a photograph annually unless the business has moved from its previously licensed location, or unless the name of the business or address has changed, or unless the class of business has changed;

(3) Every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, trailer dealer, or boat dealer shall furnish with the application a corporate surety bond or an irrevocable letter of credit as defined in section 400.5-102, issued by any state or federal financial institution in the penal sum of fifty thousand dollars on a form approved by the department. The bond or irrevocable letter of credit shall be conditioned upon the dealer complying with the provisions of the statutes applicable to new motor vehicle franchise dealers, used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers, trailer dealers, and boat dealers, and the bond shall be an indemnity for any loss sustained by reason of the acts of the person bonded when such acts constitute grounds for the suspension or revocation of the dealer's license. The bond shall be executed in the name of the state of Missouri for the benefit of all aggrieved parties or the irrevocable letter of credit shall name the state of Missouri as the beneficiary; except, that the aggregate liability of the surety or financial institution to the aggrieved parties shall, in no event, exceed the amount of the bond or irrevocable letter of credit. Additionally, every applicant as a new motor vehicle franchise dealer, a used motor vehicle dealer, a powersport dealer, a wholesale motor vehicle dealer, or boat dealer shall furnish with the application a copy of a current dealer garage policy bearing the policy number and name of the insurer and the insured. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be paid upon receipt by the department of a final judgment from a Missouri court of competent jurisdiction against the principal and in favor of an aggrieved party. The proceeds of the bond or irrevocable letter of credit furnished by an applicant shall be paid at the order of the department and in the amount determined by the department to any buyer or interested lienholder up to the greater of the amount required for the release of the purchase money lien or the sales price paid by the buyer where a dealer has failed to fulfill the dealer's obligations under an agreement to assign and deliver title to the buyer within thirty days under a contract entered into pursuant to subsection 5 of section 301.210. The department shall direct release of the bond or irrevocable letter of credit proceeds upon presentation of a written agreement entered into pursuant to subsection 5 of section 301.210, copies of the associated sales and finance documents, and the affidavit or affidavits of the buyer or lienholder stating that the certificate of title with assignment thereof has not been passed to the buyer within thirty days of the date of the contract entered into under subsection 5 of section 301.210, that the dealer has not fulfilled the agreement under the

contract to repurchase the vehicle, that the buyer or the lienholder has notified the dealer of the claim on the bond or letter of credit, and the amount claimed by the purchaser or lienholder. In addition, prior to directing release and payment of the proceeds of a bond or irrevocable letter of credit, the department shall ensure that there is satisfactory evidence to establish that the vehicle which is subject to the written agreement has been returned by the buyer to the dealer or that the buyer has represented to the department that the buyer will surrender possession of the vehicle to the dealer upon payment of the proceeds of the bond or letter of credit directed by the department. Excepting ordinary wear and tear or mechanical failures not caused by the buyer, the amount of proceeds to be paid to the buyer under the bond or irrevocable letter of credit shall be reduced by an amount equivalent to any damage, abuse, or destruction incurred by the vehicle while the vehicle was in the buyer's possession as agreed between the buyer and the dealer. The dealer may apply to a court of competent jurisdiction to contest the claim on the bond or letter of credit, including the amount of the claim and the amount of any adjustment for any damage, abuse, or destruction, by filing a petition with the court within thirty days of the notification by the buyer or lienholder. If the dealer does not fulfill the agreement or file a petition to request judicial relief from the terms of the agreement or contest the amount of the claim, the bond or letter of credit shall be released by the department and directed paid in the amount or amounts presented by the lienholder or buyer;

(4) Payment of all necessary license fees as established by the department. In establishing the amount of the annual license fees, the department shall, as near as possible, produce sufficient total income to offset operational expenses of the department relating to the administration of sections 301.550 to 301.580. All fees payable pursuant to the provisions of sections 301.550 to 301.580, other than those fees collected for the issuance of dealer plates or certificates of number collected pursuant to subsection 6 of this section, shall be collected by the department for deposit in the state treasury to the credit of the "Motor Vehicle Commission Fund", which is hereby created. The motor vehicle commission fund shall be administered by the Missouri department of revenue. The provisions of section 33.080 to the contrary notwithstanding, money in such fund shall not be transferred and placed to the credit of the general revenue fund until the amount in the motor vehicle commission fund at the end of the biennium exceeds two times the amount of the appropriation from such fund for the preceding fiscal year or, if the department requires permit renewal less frequently than yearly, then three times the appropriation from such fund for the preceding fiscal year. The amount, if any, in the fund which shall lapse is that amount in the fund which exceeds the multiple of the appropriation from such fund for the preceding fiscal year.

2. In the event a new vehicle manufacturer, boat manufacturer, motor vehicle dealer, wholesale motor vehicle dealer, boat dealer, powersport dealer, wholesale motor vehicle auction, trailer dealer, or a public motor vehicle auction submits an application for a license for a new business and the applicant has complied with all the provisions of this section, the department shall make a decision to grant or deny the license to the applicant within eight working hours after receipt of the dealer's application, notwithstanding any rule of the department.

3. Except as otherwise provided in subsection 6 of this section, upon the initial issuance of a license by the department, the department shall assign a distinctive dealer license number or certificate of number to the applicant and the department shall issue one number plate or certificate bearing the distinctive dealer license number or certificate of number and two additional number plates or certificates of number within eight working hours after presentment of the application and payment by the applicant of a fee of fifty dollars for the first plate or certificate and ten dollars and fifty cents for each additional plate or certificate.

Upon renewal, the department shall issue the distinctive dealer license number or certificate of number as quickly as possible. The issuance of such distinctive dealer license number or certificate of number shall be in lieu of registering each motor vehicle, trailer, vessel or vessel trailer dealt with by a boat dealer, boat manufacturer, manufacturer, public motor vehicle auction, wholesale motor vehicle dealer, wholesale motor vehicle auction or new or used motor vehicle dealer. The license plates described in this section shall be made with fully reflective material with a common color scheme and design, shall be clearly visible at night, and shall be aesthetically attractive, as prescribed by section 301.130.

4. Notwithstanding any other provision of the law to the contrary, the department shall assign the following distinctive dealer license numbers to:

New motor vehicle franchise dealers D-0 through D-999

New powersport dealers D-1000 through D-1999

Used motor vehicle and used powersport dealers D-2000 through D-9999

Wholesale motor vehicle dealers W-0 through W-1999

Wholesale motor vehicle auctions WA-0 through WA-999

New and used trailer dealers T-0 through T-9999

Motor vehicle, trailer, and boat manufacturers DM-0 through DM-999

Public motor vehicle auctions A-0 through A-1999

Boat dealers M-0 through M-9999

New and used recreational motor vehicle dealers RV-0 through RV-999

For purposes of this subsection, qualified transactions shall include the purchase of salvage titled vehicles by a licensed salvage dealer. A used motor vehicle dealer who also holds a salvage dealer's license shall be allowed one additional plate or certificate number per fifty-unit qualified transactions annually. In order for salvage dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of purchases during the reporting period of July first of the immediately preceding year to June thirtieth of the present year. The provisions of this subsection shall become effective on the date the director of the department of revenue begins to reissue new license plates under section 301.130, or on December 1, 2008, whichever occurs first. If the director of revenue begins reissuing new license plates under the authority granted under section 301.130 prior to December 1, 2008, the director of the department of revenue shall notify the revisor of statutes of such fact.

5. Upon the sale of a currently licensed motor vehicle dealership the department shall, upon request, authorize the new approved dealer applicant to retain the selling dealer's license number and shall cause the new dealer's records to indicate such transfer. If the new approved dealer applicant elects not to retain the selling dealer's license number, the department shall issue the new dealer applicant a new dealer's license number and an equal number of plates or certificates as the department had issued to the selling dealer.

6. In the case of motor vehicle dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue one additional number plate to the applicant upon payment by the dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for the additional number plate. The department may issue a third plate to the motor vehicle dealer upon completion of the dealer's fifteenth qualified transaction and payment of a fee of ten dollars and fifty cents. In the case of new motor vehicle manufacturers, powersport dealers, recreational motor vehicle dealers, and trailer dealers, the department shall issue one number plate bearing the distinctive dealer license number and may issue two additional number plates to the applicant upon payment by the manufacturer or dealer of a fifty dollar fee for the number plate bearing the distinctive dealer license number and ten dollars and fifty cents for each additional number plate. Boat dealers and boat manufacturers shall be entitled to one certificate of number bearing such number upon the payment of a fifty dollar fee. Additional number plates and as many additional certificates of number may be obtained upon payment of a fee of ten dollars and fifty cents for each additional plate or certificate. New motor vehicle manufacturers shall not be issued or possess more than three hundred forty-seven additional number plates or certificates of number annually. New and used motor vehicle dealers, powersport dealers, wholesale motor vehicle dealers, boat dealers, and trailer dealers are limited to one additional plate or certificate of number per ten-unit qualified transactions annually. New and used recreational motor vehicle dealers are limited to two additional plates or certificate of number per ten-unit qualified transactions annually for their first fifty transactions and one additional plate or certificate of number per ten-unit qualified transactions thereafter. An applicant seeking the issuance of an initial license shall indicate on his or her initial application the applicant's proposed annual number of sales in order for the director to issue the appropriate number of additional plates or certificates of number. A motor vehicle dealer, trailer dealer, boat dealer, powersport dealer, recreational motor vehicle dealer, motor vehicle manufacturer, boat manufacturer, or wholesale motor vehicle dealer obtaining a distinctive dealer license plate or certificate of number or additional license plate or additional certificate of number, throughout the calendar year, shall be required to pay a fee for such license plates or certificates of number computed on the basis of one-twelfth of the full fee prescribed for the original and duplicate number plates or certificates of number for such dealers' licenses, multiplied by the number of months remaining in the licensing period for which the dealer or manufacturers shall be required to be licensed. In the event of a renewing dealer, the fee due at the time of renewal shall not be prorated. Wholesale and public auctions shall be issued a certificate of dealer registration in lieu of a dealer number plate. In order for dealers to obtain number plates or certificates under this section, dealers shall submit to the department of revenue on August first of each year a statement certifying, under penalty of perjury, the dealer's number of sales during the reporting period of July first of the immediately preceding year to June thirtieth of the present year.

7. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any motor vehicle owned by a new motor vehicle manufacturer. The plates issued pursuant to subsection 3 or 6 of this section may be displayed on any motor vehicle or trailer owned and held for resale by a motor vehicle dealer for use by a customer who is test driving the motor vehicle, for use by any customer while the customer's vehicle is being serviced or repaired by the motor vehicle dealer, for use and display purposes during, but not limited to, parades, private events, charitable events, or for use by an employee or officer, but shall not be displayed on any motor vehicle or trailer hired or loaned to others or upon any regularly used service or wrecker vehicle. Motor vehicle dealers may display their dealer plates on a tractor, truck or trailer to demonstrate a vehicle under a loaded condition. Trailer dealers may display their dealer license

plates in like manner, except such plates may only be displayed on trailers owned and held for resale by the trailer dealer.

8. The certificates of number issued pursuant to subsection 3 or 6 of this section may be displayed on any vessel or vessel trailer owned and held for resale by a boat manufacturer or a boat dealer, and used by a customer who is test driving the vessel or vessel trailer, or is used by an employee or officer on a vessel or vessel trailer only, but shall not be displayed on any motor vehicle owned by a boat manufacturer, boat dealer, or trailer dealer, or vessel or vessel trailer hired or loaned to others or upon any regularly used service vessel or vessel trailer. Boat dealers and boat manufacturers may display their certificate of number on a vessel or vessel trailer when transporting a vessel or vessels to an exhibit or show.

9. If any law enforcement officer has probable cause to believe that any license plate or certificate of number issued under subsection 3 or 6 of this section is being misused in violation of subsection 7 or 8 of this section, the license plate or certificate of number may be seized and surrendered to the department.

10. (1) Every application for the issuance of a used motor vehicle dealer's license shall be accompanied by proof that the applicant, within the last twelve months, has completed an educational seminar course approved by the department as prescribed by subdivision (2) of this subsection. Wholesale and public auto auctions and applicants currently holding a new or used license for a separate dealership shall be exempt from the requirements of this subsection. The provisions of this subsection shall not apply to current new motor vehicle franchise dealers or motor vehicle leasing agencies or applicants for a new motor vehicle franchise or a motor vehicle leasing agency. The provisions of this subsection shall not apply to used motor vehicle dealers who were licensed prior to August 28, 2006.

(2) The educational seminar shall include, but is not limited to, the dealer requirements of sections 301.550 to 301.580, the rules promulgated to implement, enforce, and administer sections 301.550 to 301.580, and any other rules and regulations promulgated by the department.”; and”;

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Committee Substitute for Senate Bill No. 736, Page 4, Section 34.700, Line 10, by inserting after all of said section and line the following:

“[50.327. 1. Notwithstanding any other provisions of law to the contrary, the salary schedules contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 56.265, 58.095, and 473.742 shall be set as a base schedule for those county officials. Except when it is necessary to increase newly elected or reelected county officials' salaries, in accordance with Section 13, Article VII, Constitution of Missouri, to comply with the requirements of this section, the salary commission in all counties except charter counties in this state shall be responsible for the computation of salaries of all county officials; provided, however, that any percentage salary adjustments in a county shall be equal for all such officials in that county.

2. Upon majority approval of the salary commission, the annual compensation of part-time prosecutors contained in section 56.265 and the county offices contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 58.095, and 473.742 may be increased by up to

two thousand dollars greater than the compensation provided by the salary schedules; provided, however, that any vote to increase compensation be effective for all county offices in that county subject to the salary commission.

3. Upon the majority approval of the salary commission, the annual compensation of a county coroner of any county not having a charter form of government as provided in section 58.095 may be increased up to fourteen thousand dollars greater than the compensation provided by the salary schedule of such section.

4. The salary commission of any county of the third classification may amend the base schedules for the computation of salaries for county officials referenced in subsection 1 of this section to include assessed valuation factors in excess of three hundred million dollars; provided that the percentage of any adjustments in assessed valuation factors shall be equal for all such officials in that county.]

50.327. 1. Notwithstanding any other provisions of law to the contrary, the salary schedules contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 56.265, 58.095, and 473.742 shall be set as a base schedule for those county officials. Except when it is necessary to increase newly elected or reelected county officials' salaries, in accordance with Section 13, Article VII, Constitution of Missouri, to comply with the requirements of this section, the salary commission in all counties except charter counties in this state shall be responsible for the computation of salaries of all county officials; provided, however, that any percentage salary adjustments in a county shall be equal for all such officials in that county.

2. Upon majority approval of the salary commission, the annual compensation of part-time prosecutors contained in section 56.265 and the county offices contained in sections 49.082, 50.334, 50.343, 51.281, 51.282, 52.269, 53.082, 53.083, 54.261, 54.320, 55.091, 58.095, and 473.742 may be increased by up to two thousand dollars greater than the compensation provided by the salary schedules; provided, however, that any vote to increase compensation be effective for all county offices in that county subject to the salary commission.

3. Upon the majority approval of the salary commission, the annual compensation of a county coroner of any county [of the second classification] **not having a charter form of government** as provided in section 58.095 may be increased up to fourteen thousand dollars greater than the compensation provided by the salary schedule of such section.

4. The salary commission of any county of the third classification may amend the base schedules for the computation of salaries for county officials referenced in subsection 1 of this section to include assessed valuation factors in excess of three hundred million dollars; provided that the percentage of any adjustments in assessed valuation factors shall be equal for all such officials in that county.

[50.815. 1. On or before June thirtieth of each year, the county commission of each county of the first, second, third, or fourth classification shall, with the assistance of the county clerk or other officer responsible for the preparation of the financial statement, prepare and publish in some newspaper of general circulation published in the county, as provided under section 493.050, a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

- (1) A summary of the receipts of each fund of the county for the year;
- (2) A summary of the disbursements and transfers of each fund of the county for the year;
- (3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;
- (4) A summary of delinquent taxes and other due bills for each fund of the county;
- (5) A summary of warrants of each fund of the county outstanding at the end of the year;
- (6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county;
- (7) A statement of the tax levies of each fund of the county for the year; and
- (8) The name, office, and current gross annual salary of each elected or appointed county official.

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees except to comply with subdivision (8) of subsection 2 of this section, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other information which are not specifically required to be retained by the officer having initial charge thereof shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 of this section in the office of the county clerk. The county clerk or other officer responsible for the preparation of the financial statement shall preserve the same, shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data, and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his or her office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

We, _____?, _____?, and _____?, duly elected commissioners of the county commission of _____? County, Missouri, and I, _____? _____?, county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, 20_____, and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: the above report is incomplete because proper information was not available in the

following records _____? which are in the keeping of the
following officer or officers _____?.

Date _____?

_____?

_____?

_____?

Commissioners, County Commission

_____?

County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his or her bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the department of corrections for a term of not less than two years nor more than five years.]

50.815. 1. On or before [the first Monday in March] **June thirtieth** of each year, the county commission of each county of the first [class not having a charter form of government], **second, third, or fourth classification** shall, with the assistance of the county clerk **or other officer responsible for the preparation of the financial statement**, prepare and publish in some newspaper of general circulation published in the county, **as provided under section 493.050**, a financial statement of the county for the year ending the preceding December thirty-first.

2. The financial statement shall show at least the following:

- (1) A summary of the receipts of each fund of the county for the year;
- (2) A summary of the disbursements and transfers of each fund of the county for the year;
- (3) A statement of the cash balance at the beginning and at the end of the year for each fund of the county;
- (4) A summary of delinquent taxes and other due bills for each fund of the county;

(5) A summary of warrants of each fund of the county outstanding at the end of the year;

(6) A statement of bonded indebtedness, if any, at the beginning and at the end of the year for each fund of the county; [and]

(7) A statement of the tax levies of each fund of the county for the year; **and**

(8) The name, office, and current gross annual salary of each elected or appointed county official.

3. The financial statement need not show specific disbursements, warrants issued, or the names of specific payees **except to comply with subdivision (8) of subsection 2 of this section**, but every individual warrant, voucher, receipt, court order and all other items, records, documents and other information which are not specifically required to be retained by the officer having initial charge thereof [and which would be required to be included in or to construct a financial statement in the form prescribed for other counties by section 50.800] shall be filed on or before the date of publication of the financial statement prescribed by subsection 1 **of this section** in the office of the county clerk[, and]. The county clerk **or other officer responsible for the preparation of the financial statement** shall preserve the same, **shall provide an electronic copy of the data used to create the financial statement without charge to any newspaper requesting a copy of such data**, and shall cause the same to be available for inspection during normal business hours on the request of any person, for a period of five years following the date of filing in his **or her** office, after which five-year period these records may be disposed of according to law unless they are the subject of a legal suit pending at the expiration of that period.

4. At the end of the financial statement, each commissioner of the county commission and the county clerk shall sign and append the following certificate:

We, _____, _____, and _____, duly elected commissioners of the county commission of _____ County, Missouri, and I, _____, county clerk of that county, certify that the above and foregoing is a complete and correct statement of every item of information required in section 50.815 for the year ending December 31, [19] **20**_____, and we have checked every receipt from every source and every disbursement of every kind and to whom and for what each disbursement was made, and each receipt and disbursement is accurately included in the above and foregoing totals. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: the above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers _____.

Date _____

Commissioners, County Commission

County Clerk

5. Any person falsely certifying to any fact covered by the certificate is liable on his **or her** bond and is guilty of a misdemeanor and, on conviction thereof, shall be punished by a fine of not less than two hundred dollars or more than one thousand dollars, or by confinement in the county jail for a period of not less than thirty days nor more than six months, or by both such fine and confinement. Any person charged with preparing the financial report who willfully or knowingly makes a false report of any record is, in addition to the penalties otherwise provided for in this section, guilty of a felony, and upon conviction thereof shall be sentenced to imprisonment by the division of corrections for a term of not less than two years nor more than five years.

[6. The provisions of sections 50.800 and 50.810 do not apply to counties of the first class not having a charter form of government, except as provided in subsection 3 of this section.]

[50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement. The county commission shall pay the publisher upon the filing of proof of publication with the commission. After verification, the state auditor shall notify the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be placed in the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of July of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed.

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall provide the same to the county clerk of each county of the first, second, third, or fourth classification in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails,

neglects, or refuses to comply with the provisions of this section or section 50.815, the county officer shall, in addition to other penalties provided by law, be liable on his or her official bond for dereliction of duty.]

50.820. 1. The statement required by section 50.815 shall be set in the standard column width measure which will take the least space and the publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. **As required under section 493.025, a newspaper publishing the statement shall charge and receive no more than its regular local classified advertising rate, which shall be the rate on the newspaper's rate schedule that was offered to the public thirty days before the publication of the statement.** The county commission shall [not] pay the publisher [until] **upon the filing of proof of publication [is filed] with the commission [and]. After verification,** the state auditor [notifies] **shall notify** the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement which may be [pasted on] **placed in** the record.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first day of [April] **July** of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any of the county commission until notice is received from the state auditor that the required proof of publication has been filed. [Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable therefor on his official bond.]

4. The state auditor shall prepare sample forms for financial statements required by section 50.815 and shall [mail] **provide** the same to the county clerk of each county of the first [class not having a charter form of government], **second, third, or fourth classification** in this state, but failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section or by section 50.815. If any county officer fails, neglects, or refuses to comply with the provisions of this section or section 50.815 [he], **the county officer** shall, in addition to other penalties provided by law, be liable on his **or her** official bond for dereliction of duty.

[55.160. The auditor of each county of the first classification not having a charter form of government and of each county of the second classification shall keep an inventory of all county property under the control and management of the various officers and departments and shall annually take an inventory of such property at an original value of one thousand dollars or more showing the amount, location and estimated value thereof. The auditor shall keep accounts of all appropriations and expenditures made by the county commission, and no warrant shall be drawn or obligation incurred without the auditor's certification that an unencumbered balance, sufficient to pay the same, remain in the appropriate account or in the anticipated revenue fund against which such warrant or obligation is to be charged. The auditor shall audit the accounts of all officers of the county annually or upon their retirement from office. The auditor shall audit, examine and adjust all accounts, demands, and claims of every kind and character presented for payment against the county, and shall in the auditor's discretion approve to the county commission of the county all lawful, true, just and legal accounts, demands and claims of every kind and

character payable out of the county revenue or out of any county funds before the same shall be allowed and a warrant issued therefor by the commission. Whenever the auditor thinks it necessary to the proper examination of any account, demand or claim, the auditor may examine the parties, witnesses, and others on oath or affirmation touching any matter or circumstance in the examination of such account, demand or claim before the auditor allows same. The auditor shall not be personally liable for any cost for any proceeding instituted against the auditor in the auditor's official capacity. The auditor shall keep a correct account between the county and all county and township officers, and shall examine all records and settlements made by them for and with the county commission or with each other, and the auditor shall, whenever the auditor desires, have access to all books, county records or papers kept by any county or township officer or road overseer. The auditor shall, during the first four days of each month, strike a balance in the case of each county and township officer, showing the amount of money collected by each, the amount of money due from each to the county, and the amount of money due from any source whatever to such office, and the auditor shall include in such balance any fees that have been returned to the county commission or to the auditor as unpaid and which since having been returned have been collected. Upon request, the auditor shall have access to and the ability to audit and examine claims of every kind and character for which a county officer has a fiduciary duty.]

55.160. The auditor of each county of the first classification not having a charter form of government and of each county of the second classification shall keep an inventory of all county property under the control and management of the various officers and departments and shall annually take an inventory of such property at an original value of one thousand dollars or more showing the amount, location and estimated value thereof. The auditor shall keep accounts of all appropriations and expenditures made by the county commission, and no warrant shall be drawn or obligation incurred without the auditor's certification that an unencumbered balance, sufficient to pay the same, remain in the appropriate account or in the anticipated revenue fund against which such warrant or obligation is to be charged. The auditor shall audit the accounts of all officers of the county annually or upon their retirement from office. The auditor shall audit, examine and adjust all accounts, demands, and claims of every kind and character presented for payment against the county, and shall in the auditor's discretion approve to the county commission of the county all lawful, true, just and legal accounts, demands and claims of every kind and character payable out of the county revenue or out of any county funds before the same shall be allowed and a warrant issued therefor by the commission. Whenever the auditor thinks it necessary to the proper examination of any account, demand or claim, the auditor may examine the parties, witnesses, and others on oath or affirmation touching any matter or circumstance in the examination of such account, demand or claim before the auditor allows same. The auditor shall not be personally liable for any cost for any proceeding instituted against the auditor in the auditor's official capacity. The auditor shall keep a correct account between the county and all county and township officers, and shall examine all records and settlements made by them for and with the county commission or with each other, and the auditor shall, whenever the auditor desires, have access to all books, county records or papers kept by any county or township officer or road overseer. The auditor shall, during the first four days of each month, strike a balance in the case of each county and township officer, showing the amount of money collected by each, the amount of money due from each to the county, and the amount of money due from any source whatever to such office, and the auditor shall include in such balance any fees that have been returned to the county commission or to the auditor as unpaid and which since having been returned have been collected. **Upon**

request, the auditor shall have access to and the ability to audit and examine claims of every kind and character for which a county officer has a fiduciary duty.

[57.317. 1. (1) Except in a noncharter county of the first classification with more than one hundred fifty thousand and less than two hundred thousand inhabitants, the county sheriff in any county of the first or second classification shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as the following percentages of the compensation of an associate circuit judge of the county. If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is an increase of ten thousand dollars or more, the increase shall be paid over a period of five years in twenty percent increments per year. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff from the prior year.

Assessed Valuation		Percentage
\$18,000,000	o 99,999,999	45%
100,000,000	o 249,999,999	50%
250,000,000	o 449,999,999	55%
450,000,000	o 899,999,999	60%
900,000,000	and over	65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county other than a charter county shall not receive an annual compensation less than the compensation described under this section.]

57.317. 1. (1) **Except in a noncharter county of the first classification with more than one hundred fifty thousand and less than two hundred thousand inhabitants,** the county sheriff in any county of the first or second classification shall receive an annual salary equal to eighty percent of the compensation of an associate circuit judge of the county.

(2) The county sheriff in any county of the third or fourth classification shall receive an annual salary computed as the following percentages of the compensation of an associate circuit judge of the county. If there is an increase in salary of less than ten thousand dollars, the increase shall take effect on January 1, 2022. If there is an increase of ten thousand dollars or more, the increase shall be paid over a period of five years in twenty percent increments per year. The assessed valuation factor shall be the amount thereof as shown for the year next preceding the computation. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of sheriff from the prior year.

Assessed Valuation		Percentage
\$18,000,000	o 99,999,999	45%
100,000,000	o 249,999,999	50%
250,000,000	o 449,999,999	55%
450,000,000	o 899,999,999	60%
900,000,000	and over	65%

2. Two thousand dollars of the salary authorized in this section shall be payable to the sheriff only if the sheriff has completed at least twenty hours of classroom instruction each calendar year relating to the operations of the sheriff's office when approved by a professional association of the county sheriffs of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each sheriff who completes the training program and shall send a list of certified sheriffs to the treasurer of each county. Expenses incurred for attending the training session may be reimbursed to the county sheriff in the same manner as other expenses as may be appropriated for that purpose.

3. The county sheriff in any county other than a charter county shall not receive an annual compensation less than the compensation described under this section.

[58.095. 1. The county coroner in any county not having a charter form of government shall receive an annual salary computed on a basis as set forth in the following schedule as well as any adjustment

authorized under subsection 3 of section 50.327. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of coroner on January 1, 1997:

Assessed Valuation			Salary
\$18,000,000	o	40,999,999	\$8,000
41,000,000	o	53,999,999	8,500
54,000,000	o	65,999,999	9,000
66,000,000	o	85,999,999	9,500
86,000,000	o	99,999,999	10,000
100,000,000	o	130,999,999	11,000
131,000,000	o	159,999,999	12,000
160,000,000	o	189,999,999	13,000
190,000,000	o	249,999,999	14,000
250,000,000	o	299,999,999	15,000
300,000,000	r	more	16,000

2. One thousand dollars of the salary authorized in this section shall be payable to the coroner only if the coroner has completed at least twenty hours of classroom instruction each calendar year as established by the Coroner Standards and Training Commission unless exempted from the training by the Missouri Coroners' and Medical Examiners' Association for good cause. The Missouri Coroners' and Medical

Examiners' Association shall provide a certificate of completion to each coroner who completes the training program and shall send a list of certified coroners to the treasurer of each county and the department of health and senior services. The Coroner Standards and Training Commission may certify training programs that satisfy the requirements of this section in lieu of the training provided by the Missouri Coroners' and Medical Examiners' Association. Certified training completion shall be submitted to the Missouri Coroners' and Medical Examiners' Association which, upon validating the certified training, shall submit the individual's name to the county treasurer and department of health and senior services indicating the individual is compliant with the training requirements. Expenses incurred for attending the training session may be reimbursed to the county coroner in the same manner as other expenses as may be appropriated for that purpose. All elected or appointed coroners, deputy coroners, and assistants to the coroner shall complete the annual training described in this subsection within six months of election or appointment.

3. The county coroner in any county not having a charter form of government shall not, except upon two-thirds vote of all the members of the salary commission, receive an annual compensation in an amount less than the total compensation being received for the office of county coroner in the particular county for services rendered or performed on the date the salary commission votes.

4. For the term beginning in 1997, the compensation of the coroner, in counties in which the salary commission has not voted to pay one hundred percent of the maximum allowable salary, shall be a percentage of the maximum allowable salary established by this section. The percentage applied shall be the same percentage of the maximum allowable salary received or allowed, whichever is greater, to the presiding commissioner or sheriff, whichever is greater, of that county for the year beginning January 1, 1997. In those counties in which the salary commission has voted to pay one hundred percent of the maximum allowable salary, the compensation of the coroner shall be based on the maximum allowable salary in effect at each time a coroner's term of office commences following the vote to pay one hundred percent of the maximum allowable compensation. Subsequent compensation shall be determined as provided in section 50.333.

5. Effective January 1, 1997, the county coroner in any county not having a charter form of government may, upon the approval of the county commission, receive additional compensation for any month during which investigations or other services are performed for three or more decedents in the same incident during such month. The additional compensation shall be an amount that when added to the regular compensation the sum shall equal the monthly compensation of the county sheriff.]

58.095. 1. The county coroner in any county not having a charter form of government shall receive an annual salary computed on a basis as set forth in the following schedule **as well as any adjustment authorized under subsection 3 of section 50.327**. The provisions of this section shall not permit or require a reduction in the amount of compensation being paid for the office of coroner on January 1, 1997:

Assessed Valuation	Salary
\$18,000,000 o 40,999,999	\$8,000

41,000,000	o	53,999,999	8,500
54,000,000	o	65,999,999	9,000
66,000,000	o	85,999,999	9,500
86,000,000	o	99,999,999	10,000
100,000,000	o	130,999,999	11,000
131,000,000	o	159,999,999	12,000
160,000,000	o	189,999,999	13,000
190,000,000	o	249,999,999	14,000
250,000,000	o	299,999,999	15,000
300,000,000	r	more	16,000

2. One thousand dollars of the salary authorized in this section shall be payable to the coroner only if the coroner has completed at least twenty hours of classroom instruction each calendar year as established by the coroner standards and training commission unless exempted from the training by the Missouri Coroners' and Medical Examiners' Association for good cause. The Missouri Coroners' and Medical Examiners' Association shall provide a certificate of completion to each coroner who completes the training program and shall send a list of certified coroners to the treasurer of each county and the department of health and senior services. The coroner standards and training commission may certify training programs that satisfy the requirements of this section in lieu of the training provided by the Missouri Coroners' and Medical Examiners' Association. Certified training completion shall be submitted to the Missouri Coroners' and Medical Examiners' Association which, upon validating the certified training, shall submit the individual's name to the county treasurer and department of health and senior

services indicating the individual is compliant with the training requirements. Expenses incurred for attending the training session may be reimbursed to the county coroner in the same manner as other expenses as may be appropriated for that purpose. All elected or appointed coroners, deputy coroners, and assistants to the coroner shall complete the annual training described in this subsection within six months of election or appointment.

3. The county coroner in any county not having a charter form of government shall not, except upon two-thirds vote of all the members of the salary commission, receive an annual compensation in an amount less than the total compensation being received for the office of county coroner in the particular county for services rendered or performed on the date the salary commission votes.

4. For the term beginning in 1997, the compensation of the coroner, in counties in which the salary commission has not voted to pay one hundred percent of the maximum allowable salary, shall be a percentage of the maximum allowable salary established by this section. The percentage applied shall be the same percentage of the maximum allowable salary received or allowed, whichever is greater, to the presiding commissioner or sheriff, whichever is greater, of that county for the year beginning January 1, 1997. In those counties in which the salary commission has voted to pay one hundred percent of the maximum allowable salary, the compensation of the coroner shall be based on the maximum allowable salary in effect at each time a coroner's term of office commences following the vote to pay one hundred percent of the maximum allowable compensation. Subsequent compensation shall be determined as provided in section 50.333.

5. Effective January 1, 1997, the county coroner in any county not having a charter form of government may, upon the approval of the county commission, receive additional compensation for any month during which investigations or other services are performed for three or more decedents in the same incident during such month. The additional compensation shall be an amount that when added to the regular compensation the sum shall equal the monthly compensation of the county sheriff.

[58.200. When the office of sheriff shall be vacant, by death or otherwise, the coroner of the county is authorized to perform all the duties which are by law required to be performed by the sheriff, until another sheriff for such county shall be appointed and qualified and such coroner shall have notice thereof. In such case, said coroner may appoint one or more deputies, with the approbation of the judge of the circuit court, and every such appointment, with the oath of office endorsed thereon, shall be filed in the office of the clerk of the circuit court of the county. If the coroner becomes the acting sheriff and the sheriff is no longer receiving the sheriff's salary, the coroner may be paid, in addition to the coroner's salary, the difference between the salaries of sheriff and coroner so that the coroner receives the equivalent of the sheriff's salary while serving as acting sheriff.]

58.200. When the office of sheriff shall be vacant, by death or otherwise, the coroner of the county is authorized to perform all the duties which are by law required to be performed by the sheriff, until another sheriff for such county shall be appointed and qualified[,] and such coroner shall have notice thereof[, and]. In such case, said coroner may appoint one or more deputies, with the approbation of the judge of the circuit court; and every such appointment, with the oath of office endorsed thereon, shall be filed in the office of the clerk of the circuit court of the county. **If the coroner becomes the acting sheriff and the sheriff is no longer receiving the sheriff's salary, the coroner may be paid, in addition to the**

coroner's salary, the difference between the salaries of sheriff and coroner so that the coroner receives the equivalent of the sheriff's salary while serving as acting sheriff.”; and

Further amend said bill, Page 12, Section 67.2840, Line 9, by inserting after all of said section and line the following:

“[105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) “Governing body”, the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) “Political subdivision”, any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any political subdivision that has gross revenues of less than five thousand dollars or that has not levied or collected taxes in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after January 1, 2023, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held

unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2022, shall be invalid and void.]

105.145. 1. The following definitions shall be applied to the terms used in this section:

(1) "Governing body", the board, body, or persons in which the powers of a political subdivision as a body corporate, or otherwise, are vested;

(2) "Political subdivision", any agency or unit of this state, except counties and school districts, which now is, or hereafter shall be, authorized to levy taxes or empowered to cause taxes to be levied.

2. The governing body of each political subdivision in the state shall cause to be prepared an annual report of the financial transactions of the political subdivision in such summary form as the state auditor shall prescribe by rule, except that the annual report of political subdivisions whose cash receipts for the reporting period are ten thousand dollars or less shall only be required to contain the cash balance at the beginning of the reporting period, a summary of cash receipts, a summary of cash disbursements and the cash balance at the end of the reporting period.

3. Within such time following the end of the fiscal year as the state auditor shall prescribe by rule, the governing body of each political subdivision shall cause a copy of the annual financial report to be remitted to the state auditor.

4. The state auditor shall immediately on receipt of each financial report acknowledge the receipt of the report.

5. In any fiscal year no member of the governing body of any political subdivision of the state shall receive any compensation or payment of expenses after the end of the time within which the financial statement of the political subdivision is required to be filed with the state auditor and until such time as the notice from the state auditor of the filing of the annual financial report for the fiscal year has been received.

6. The state auditor shall prepare sample forms for financial reports and shall mail the same to the political subdivisions of the state. Failure of the auditor to supply such forms shall not in any way excuse any person from the performance of any duty imposed by this section.

7. All reports or financial statements hereinabove mentioned shall be considered to be public records.

8. The provisions of this section apply to the board of directors of every transportation development district organized under sections 238.200 to 238.275.

9. Any political subdivision that fails to timely submit a copy of the annual financial statement to the state auditor shall be subject to a fine of five hundred dollars per day.

10. The state auditor shall report any violation of subsection 9 of this section to the department of revenue. Upon notification from the state auditor's office that a political subdivision failed to timely submit a copy of the annual financial statement, the department of revenue shall notify such political subdivision by certified mail that the statement has not been received. Such notice shall clearly set forth the following:

(1) The name of the political subdivision;

(2) That the political subdivision shall be subject to a fine of five hundred dollars per day if the political subdivision does not submit a copy of the annual financial statement to the state auditor's office within thirty days from the postmarked date stamped on the certified mail envelope;

(3) That the fine will be enforced and collected as provided under subsection 11 of this section; and

(4) That the fine will begin accruing on the thirty-first day from the postmarked date stamped on the certified mail envelope and will continue to accrue until the state auditor's office receives a copy of the financial statement.

In the event a copy of the annual financial statement is received within such thirty-day period, no fine shall accrue or be imposed. The state auditor shall report receipt of the financial statement to the department of revenue within ten business days. Failure of the political subdivision to submit the required annual financial statement within such thirty-day period shall cause the fine to be collected as provided under subsection 11 of this section.

11. The department of revenue may collect the fine authorized under the provisions of subsection 9 of this section by offsetting any sales or use tax distributions due to the political subdivision. The director of revenue shall retain two percent for the cost of such collection. The remaining revenues collected from such violations shall be distributed annually to the schools of the county in the same manner that proceeds for all penalties, forfeitures, and fines collected for any breach of the penal laws of the state are distributed.

12. Any [transportation development district organized under sections 238.200 to 238.275 having] **political subdivision that has** gross revenues of less than five thousand dollars **or that has not levied or collected sales or use taxes** in the fiscal year for which the annual financial statement was not timely filed shall not be subject to the fine authorized in this section.

13. If a failure to timely submit the annual financial statement is the result of fraud or other illegal conduct by an employee or officer of the political subdivision, the political subdivision shall not be subject to a fine authorized under this section if the statement is filed within thirty days of the discovery of the fraud or illegal conduct. If a fine is assessed and paid prior to the filing of the statement, the department of revenue shall refund the fine upon notification from the political subdivision.

14. If a political subdivision has an outstanding balance for fines or penalties at the time it files its first annual financial statement after August 28, 2024, the director of revenue shall make a one-time downward adjustment to such outstanding balance in an amount that reduces the outstanding balance by no less than ninety percent.

15. The director of revenue shall have the authority to make a one-time downward adjustment to any outstanding penalty imposed under this section on a political subdivision if the director determines the fine is uncollectable. The director of revenue may prescribe rules and regulations necessary to carry out the provisions of this subsection. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or

to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void.”; and

Further amend said bill, Page 17, Section 108.170, Line 171, by inserting after said section and line the following:

“[140.170. 1. Except for lands described in subsection 7 of this section, the county collector shall cause a copy of the list of delinquent lands and lots to be printed in some newspaper of general circulation published in the county for three consecutive weeks, one insertion weekly, before the sale, the last insertion to be at least fifteen days prior to the fourth Monday in August.

2. In addition to the names of all record owners or the names of all owners appearing on the land tax book it is only necessary in the printed and published list to state in the aggregate the amount of taxes, penalty, interest and cost due thereon, each year separately stated.

3. To the list shall be attached and in like manner printed and published a notice of said lands and lots stating that said land and lots will be sold at public auction to discharge the taxes, penalty, interest, and costs due thereon at the time of sale in or adjacent to the courthouse of such county, on the fourth Monday in August next thereafter, commencing at ten o'clock of said day and continuing from day to day thereafter until all are offered. Such auction may also be conducted by electronic media, including the internet, at the same time and at the discretion of the county collector.

4. The county collector, on or before the day of sale, shall insert at the foot of the list on his or her record a copy of the notice and certify on his or her record immediately following the notice the name of the newspaper of the county in which the notice was printed and published and the dates of insertions thereof in the newspaper.

5. The expense of such printing shall be paid out of the county treasury and shall not exceed the rate provided for in chapter 493, relating to legal publications, notices and advertisements, and the cost of printing at the rate paid by the county shall be taxed as part of the costs of the sale of any land or lot contained in the list.

6. The county collector shall cause the affidavit of the printer, editor or publisher of the newspaper in which the list of delinquent lands and notice of sale was published, as provided by section 493.060, with the list and notice attached, to be recorded in the office of the recorder of deeds of the county, and the recorder shall not charge or receive any fees for recording the same.

7. The county collector may have a separate list of such lands, without legal descriptions or the names of the record owners, printed in a newspaper of general circulation published in such county for three consecutive weeks before the sale of such lands for a parcel or lot of land that:

(1) Has an assessed value of one thousand five hundred dollars or less and has been advertised previously; or

(2) Is a lot in a development of twenty or more lots and such lot has an assessed value of one thousand five hundred dollars or less.

The notice shall state that legal descriptions and the names of the record owners of such lands shall be posted at any county courthouse within the county and the office of the county collector.

8. If, in the opinion of the county collector, an adequate legal description of the delinquent land and lots cannot be obtained through researching the documents available through the recorder of deeds, the collector may commission a professional land surveyor to prepare an adequate legal description of the delinquent land and lots in question. The costs of any commissioned land survey deemed necessary by the county collector shall be taxed as part of the costs of the sale of any land or lots contained in the list prepared under this section.]

140.170. 1. Except for lands described in subsection 7 of this section, the county collector shall cause a copy of the list of delinquent lands and lots to be printed in some newspaper of general circulation published in the county for three consecutive weeks, one insertion weekly, before the sale, the last insertion to be at least fifteen days prior to the fourth Monday in August.

2. In addition to the names of all record owners or the names of all owners appearing on the land tax book it is only necessary in the printed and published list to state in the aggregate the amount of taxes, penalty, interest and cost due thereon, each year separately stated.

3. To the list shall be attached and in like manner printed and published a notice of said lands and lots stating that said land and lots will be sold at public auction to discharge the taxes, penalty, interest, and costs due thereon at the time of sale in or adjacent to the courthouse of such county, on the fourth Monday in August next thereafter, commencing at ten o'clock of said day and continuing from day to day thereafter until all are offered. **Such auction may also be conducted by electronic media, including the internet, at the same time and at the discretion of the county collector.**

4. The county collector, on or before the day of sale, shall insert at the foot of the list on his or her record a copy of the notice and certify on his or her record immediately following the notice the name of the newspaper of the county in which the notice was printed and published and the dates of insertions thereof in the newspaper.

5. The expense of such printing shall be paid out of the county treasury and shall not exceed the rate provided for in chapter 493, relating to legal publications, notices and advertisements, and the cost of printing at the rate paid by the county shall be taxed as part of the costs of the sale of any land or lot contained in the list.

6. The county collector shall cause the affidavit of the printer, editor or publisher of the newspaper in which the list of delinquent lands and notice of sale was published, as provided by section 493.060, with the list and notice attached, to be recorded in the office of the recorder of deeds of the county, and the recorder shall not charge or receive any fees for recording the same.

7. The county collector may have a separate list of such lands, without legal descriptions or the names of the record owners, printed in a newspaper of general circulation published in such county for three consecutive weeks before the sale of such lands for a parcel or lot of land that:

(1) Has an assessed value of one thousand five hundred dollars or less and has been advertised previously; or

(2) Is a lot in a development of twenty or more lots and such lot has an assessed value of one thousand five hundred dollars or less.

The notice shall state that legal descriptions and the names of the record owners of such lands shall be posted at any county courthouse within the county and the office of the county collector.

8. If, in the opinion of the county collector, an adequate legal description of the delinquent land and lots cannot be obtained through researching the documents available through the recorder of deeds, the collector may commission a professional land surveyor to prepare an adequate legal description of the delinquent land and lots in question. The costs of any commissioned land survey deemed necessary by the county collector shall be taxed as part of the costs of the sale of any land or lots contained in the list prepared under this section.

[140.190. 1. On the day mentioned in the notice, the county collector shall commence the sale of such lands, and shall continue the same from day to day until each parcel assessed or belonging to each person assessed shall be sold as will pay the taxes, interest and charges thereon, or chargeable to such person in said county.

2. The person or land bank agency offering at said sale, whether in person or by electronic media, to pay the required sum for a tract shall be considered the purchaser of such land; provided, no sale shall be made to any person or designated agent who is currently delinquent on any tax payments on any property, other than a delinquency on the property being offered for sale, and who does not sign an affidavit stating such at the time of sale. Failure to sign such affidavit as well as signing a false affidavit may invalidate such sale. No bid shall be received from any person not a resident of the state of Missouri or a foreign corporation or entity all deemed nonresidents. A nonresident shall file with said collector an agreement in writing consenting to the jurisdiction of the circuit court of the county in which such sale shall be made, and also filing with such collector an appointment of some citizen of said county as agent of said nonresident, and consenting that service of process on such agent shall give such court jurisdiction to try and determine any suit growing out of or connected with such sale for taxes. After the delinquent auction sale, any certificate of purchase shall be issued to the agent. After meeting the requirements of section 140.405, the property shall be conveyed to the agent on behalf of the nonresident, and the agent shall thereafter convey the property to the nonresident.

3. All such written consents to jurisdiction and selective appointments shall be preserved by the county collector and shall be binding upon any person or corporation claiming under the person consenting to jurisdiction and making the appointment herein referred to; provided further, that in the event of the death, disability or refusal to act of the person appointed as agent of said nonresident the county clerk shall become the appointee as agent of said nonresident.

4. No person residing in any home rule city with more than seventy-one thousand but fewer than seventy-nine thousand inhabitants shall be eligible to offer to purchase lands under this section unless such person has, no later than ten days before the sale date, demonstrated to the satisfaction of the official charged by law with conducting the sale that the person is not the owner of any parcel of real property that has two or more violations of the municipality's building or housing codes. A prospective bidder may make such a demonstration by presenting statements from the appropriate collection and code enforcement officials of the municipality. This subsection shall not apply to any taxing authority or land bank agency, and entities shall be eligible to bid at any sale conducted under this section without making such a demonstration.]

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Further amend said bill, Page 102, Section 442.210, Line 38, by inserting after all of said section and line the following:

“[473.742. 1. Each public administrator in counties of the second, third or fourth classification and in the City of St. Louis shall make a determination within thirty days after taking office whether such public administrator shall elect to receive a salary as defined herein or receive fees as may be allowed by law to executors, administrators and personal representatives. The election by the public administrator shall be made in writing to the county clerk. Should the public administrator elect to receive a salary, the public administrator's office may not then elect to change at any future time to receive fees in lieu of salary.

Every public administrator who begins his or her first term on or after January 1, 2023, shall be deemed to have elected to receive a salary as provided in this section.

2. If a public administrator elects to be placed on salary, the salary shall be based upon the average number of open letters in the two years preceding the term when the salary is elected, based upon the following schedule:

- (1) Zero to five letters: salary shall be a minimum of seven thousand five hundred dollars;
- (2) Six to fifteen letters: salary shall be a minimum of fifteen thousand dollars;
- (3) Sixteen to twenty-five letters: salary shall be a minimum of twenty thousand dollars;
- (4) Twenty-six to thirty-nine letters: salary shall be a minimum of twenty-five thousand dollars;

(5) Public administrators with forty or more letters shall be considered full-time county officials and shall be paid according to the assessed valuation schedule set forth below:

Assessed Valuation				Salary
\$	8,000,000	to	40,999,999	\$29,000
\$	41,000,000	to	53,999,999	\$30,000
\$	54,000,000	to	65,999,999	\$32,000
\$	66,000,000	to	85,999,999	\$34,000
\$	86,000,000	to	99,999,999	\$36,000
\$	100,000,000	to	130,999,999	\$38,000
\$	131,000,000	to	159,999,999	\$40,000
\$	160,000,000	to	189,999,999	\$41,000
\$	190,000,000	to	249,999,999	\$41,500
\$	250,000,000	to	299,999,999	\$43,000
\$	300,000,000	to	449,999,999	\$45,000
\$	450,000,000	to	599,999,999	\$47,000

\$	600,000,000	to	749,999,999	\$49,000	
\$	750,000,000	to	899,999,999	\$51,000	
\$	900,000,000	to	1,049,999,999	\$53,000	
\$	1,050,000,000	to	1,199,999,999	\$55,000	
\$	1,200,000,000	to	1,349,999,999	\$57,000	
\$	1,350,000,000	and over		\$59,000	;

(6) The public administrator in the City of St. Louis shall receive a salary not less than sixty-five thousand dollars;

(7) Two thousand dollars of the compensation authorized in this section shall be payable to the public administrator only if he or she has completed at least twenty hours of instruction each calendar year relating to the operations of the public administrator's office when approved by a professional association of the county public administrators of Missouri unless exempted from the training by the professional association. The professional association approving the program shall provide a certificate of completion to each public administrator who completes the training program and shall send a list of certified public administrators to the treasurer of each county. Expenses incurred for attending the training session shall be reimbursed to the county public administrator in the same manner as other expenses as may be appropriated for that purpose.

3. If a public administrator is appointed by the court as both a guardian and a conservator to the same ward or protectee, it shall be considered two letters.

4. Notwithstanding subsection 2 or 5 of this section, upon majority approval by the salary commission, a public administrator may be paid according to the assessed valuation schedule set forth in subdivision (5) of subsection 2 of this section. If the salary commission elects to pay a public administrator according to the assessed valuation schedule, the salary commission shall not elect to change at any future time to pay the public administrator's office according to the average number of open letters in lieu of paying them according to the assessed valuation schedule.

5. The initial compensation of the public administrator who elects to be put on salary shall be determined by the average number of letters for the two years preceding the term when the salary is elected. Salary increases or decreases according to the minimum schedule set forth in this section shall be adjusted only after the number of open letters places the workload in a different subdivision for two consecutive years. Minimum salary increases or decreases shall only take effect upon a new term of office of the public administrator. The number of letters each year shall be determined in accordance with the reporting requirements set forth in law.

6. All fees collected by a public administrator who elects to be salaried shall be deposited in the county treasury or with the treasurer for the City of St. Louis.

7. Any public administrator in a county of the first classification without a charter form of government with a population of less than one hundred thousand inhabitants who elects to receive fees in lieu of a salary pursuant to this section may elect to join the Missouri local government employees' retirement system created pursuant to sections 70.600 to 70.755.

8. (1) A letter of guardianship and a letter of conservatorship shall be counted as separate letters.

(2) For purposes of this subsection:

(a) "Letter of conservatorship" means the appointment of a conservatorship of an estate by the court to a protectee adjudged to be disabled;

(b) "Letter of guardianship" means the appointment of a guardianship by the court to a ward adjudged to be incapacitated.]

473.742. 1. Each public administrator in counties of the second, third or fourth classification and in the city of St. Louis shall make a determination within thirty days after taking office whether such public administrator shall elect to receive a salary as defined herein or receive fees as may be allowed by law to executors, administrators and personal representatives. The election by the public administrator shall be made in writing to the county clerk. Should the public administrator elect to receive a salary, the public administrator's office may not then elect to change at any future time to receive fees in lieu of salary. **Every public administrator who begins his or her first term on or after January 1, 2024, shall be deemed to have elected to receive a salary as provided in this section.**

2. If a public administrator elects to be placed on salary, the salary shall be based upon the average number of open letters in the two years preceding the term when the salary is elected, based upon the following schedule:

(1) Zero to five letters: salary shall be a minimum of seven thousand five hundred dollars;

(2) Six to fifteen letters: salary shall be a minimum of fifteen thousand dollars;

(3) Sixteen to twenty-five letters: salary shall be a minimum of twenty thousand dollars;

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(5) Public administrators with forty or more letters shall be considered full-time county officials and shall be paid according to the assessed valuation schedule set forth below:

Assessed Valuation				Salary
\$	8,000,000	to	40,999,999	\$29,000
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\$ 131,000,000	to	159,999,999	\$40,000
\$ 160,000,000	to	189,999,999	\$41,000
\$ 190,000,000	to	249,999,999	\$41,500
\$ 250,000,000	to	299,999,999	\$43,000
\$ 300,000,000	to	449,999,999	\$45,000
\$ 450,000,000	to	599,999,999	\$47,000
\$ 600,000,000	to	749,999,999	\$49,000
\$ 750,000,000	to	899,999,999	\$51,000
\$ 900,000,000	to	1,049,999,999	\$53,000
\$ 1,050,000,000	to	1,199,999,999	\$55,000
\$ 1,200,000,000	to	1,349,999,999	\$57,000
\$ 1,350,000,000	and over		\$59,000

;

(6) The public administrator in the city of St. Louis shall receive a salary not less than sixty-five thousand dollars;

(7) Two thousand dollars of the compensation authorized in this section shall be payable to the public administrator only if he or she has completed at least twenty hours of instruction each calendar year relating to the operations of the public administrator's office when approved by a professional association of the county public administrators of Missouri unless exempted from the training by the professional

association. The professional association approving the program shall provide a certificate of completion to each public administrator who completes the training program and shall send a list of certified public administrators to the treasurer of each county. Expenses incurred for attending the training session shall be reimbursed to the county public administrator in the same manner as other expenses as may be appropriated for that purpose.

3. If a public administrator is appointed by the court as both a guardian and a conservator to the same ward or protectee, it shall be considered two letters.

4. Notwithstanding subsection 2 or 5 of this section, upon majority approval by the salary commission, a public administrator may be paid according to the assessed valuation schedule set forth in subdivision (5) of subsection 2 of this section. If the salary commission elects to pay a public administrator according to the assessed valuation schedule, the salary commission shall not elect to change at any future time to pay the public administrator's office according to the average number of open letters in lieu of paying them according to the assessed valuation schedule.

5. The initial compensation of the public administrator who elects to be put on salary shall be determined by the average number of letters for the two years preceding the term when the salary is elected. Salary increases or decreases according to the minimum schedule set forth in [subsection 1 of] this section shall be adjusted only after the number of open letters places the workload in a different subdivision for two consecutive years. Minimum salary increases or decreases shall only take effect upon a new term of office of the public administrator. The number of letters each year shall be determined in accordance with the reporting requirements set forth in law.

[4.] **6.** All fees collected by a public administrator who elects to be salaried shall be deposited in the county treasury or with the treasurer for the city of St. Louis.

[5.] **7.** Any public administrator in a county of the first classification without a charter form of government with a population of less than one hundred thousand inhabitants who elects to receive fees in lieu of a salary pursuant to this section may elect to join the Missouri local government employees' retirement system created pursuant to sections 70.600 to 70.755.

8. (1) A letter of guardianship and a letter of conservatorship shall be counted as separate letters.

(2) For purposes of this subsection the following terms mean:

(a) "Letter of conservatorship", the appointment of a conservatorship of an estate by the court to a protectee adjudged to be disabled;

(b) "Letter of guardianship", the appointment of a guardianship by the court to a ward adjudged to be incapacitated.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests

or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section 610.011, however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

(4) The state militia or national guard or any part thereof;

(5) Nonjudicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;

(6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of eighteen years and by the parents, guardian or other custodian and the student if the student is over the age of eighteen years;

(7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;

(8) Welfare cases of identifiable individuals;

(9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;

(10) Software codes for electronic data processing and documentation thereof;

(11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;

(12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;

(13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;

(14) Records which are protected from disclosure by law;

(15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;

(16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;

(17) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit reports issued by the auditor are to be considered open records pursuant to this chapter;

(18) (a) Security measures, global positioning system (GPS) data, investigative information, or investigative or surveillance techniques of any public agency responsible for law enforcement or public safety that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(b) Any information or data provided to a tip line for the purpose of safety or security at an educational institution that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(c) Any information contained in any suspicious activity report provided to law enforcement that, if disclosed, has the potential to endanger the health or safety of an individual or the public.

(d) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(19) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

(a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;

(b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within ninety days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;

(20) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;

(21) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;

(22) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;

(23) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;

(24) Records relating to foster home or kinship placements of children in foster care under section 210.498; [and]

(25) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account; **and**

(26) Any portion of a record that contains individually identifiable information of a minor seventeen years and under held by a public governmental body, if such public governmental body is a city, town, village, or park board except when such records are requested by the division of labor standards within the department of labor and industrial relations for the purpose of enforcing chapter 294.

[50.800. 1. On or before the first Monday in March of each year, the county commission of each county of the second, third, or fourth class shall prepare and publish in some newspaper as provided for in section 493.050, if there is one, and if not by notices posted in at least ten places in the county, a detailed financial statement of the county for the year ending December thirty-first, preceding.

2. The statement shall show the bonded debt of the county, if any, kind of bonds, date of maturity, interest rate, rate of taxation levied for interest and sinking fund and authority for the levy, the total amount of interest and sinking fund that has been collected and interest and sinking fund on hand in cash.

3. The statement shall also show separately the total amount of the county and township school funds on hand and loaned out, the amount of penalties, fines, levies, utilities, forfeitures, and any other taxes collected and disbursed or expended during the year and turned into the permanent school fund, the name of each person who has a loan from the permanent school fund, whether county or township, the amount of the loan, date loan was made and date of maturity, description of the security for the loan, amount, if any, of delinquent interest on each loan.

4. The statement shall show the total valuation of the county for purposes of taxation, the highest rate of taxation the constitution permits the county commission to levy for purposes of county revenue, the rate levied by the county commission for the year covered by the statement, division of the rate levied among the several funds and total amount of delinquent taxes for all years as of December thirty-first.

5. The statement shall show receipts or revenues into each and every fund separately. Each fund shall show the beginning balance of each fund; each source of revenue; the total amount received from each source of revenue; the total amount available in each fund; the total amount of disbursements or expenditures from each fund and the ending balance of each fund as of December thirty-first. The total receipts or revenues for the year into all funds shall be shown in the recapitulation. In counties with the township form of government, each township shall be considered a fund pursuant to this subsection.

6. Total disbursements or expenditures shall be shown for warrants issued in each category contained in the forms developed or approved by the state auditor pursuant to section 50.745. Total amount of warrants, person or vendor to whom issued and purpose for which issued shall be shown except as herein provided. Under a separate heading in each fund the statements shall show what warrants are outstanding and unpaid for the lack of funds on that date with appropriate balance or overdraft in each fund as the case may be.

7. Warrants issued to pay for the service of election judges and clerks of elections shall be in the following form:

Names of judges and clerks of elections at \$ _____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election services).

8. Warrants issued to pay for the service of jurors shall be in the following form:

Names of jurors at \$ _____ per day (listing the names run in and not listing each name by lines, and at the end of the list of names giving the total of the amount of all the warrants issued for such election service).

9. Warrants to Internal Revenue Service for Social Security and withholding taxes shall be brought into one call.

10. Warrants to the director of revenue of Missouri for withholding taxes shall be brought into one call.

11. Warrants to the division of employment security shall be brought into one call.

12. Warrants to Missouri local government employees' retirement system or other retirement funds for each office shall be brought into one call.

13. Warrants for utilities such as gas, water, lights and power shall be brought into one call except that the total shall be shown for each vendor.

14. Warrants issued to each telephone company shall be brought into one call for each office in the following form:

(Name of Telephone Company for _____ office and total amount of warrants issued).

15. Warrants issued to the postmaster for postage shall be brought into one call for each office in the following form:

(Postmaster for _____ office and total amount of warrants issued).

16. Disbursements or expenditures by road districts shall show the warrants, if warrants have been issued in the same manner as provided for in subsection 5 of this section. If money has been disbursed or expended by overseers the financial statement shall show the total paid by the overseer to each person for the year, and the purpose of each payment. Receipts or revenues into the county distributive school fund shall be listed in detail, disbursements or expenditures shall be listed and the amount of each disbursement or expenditure. If any taxes have been levied by virtue of Section 12(a) of Article X of the Constitution of Missouri the financial statement shall contain the following:

By virtue and authority of the discretionary power conferred upon the county commissions of the several counties of this state to levy a tax of not to exceed 35 cents on the \$100 assessed valuation the county commission of _____ County did for the year covered by this report levy a tax rate of _____ cents on the \$100 assessed valuation which said tax amounted to \$_____ and was disbursed or expended as follows:

The statement shall show how the money was disbursed or expended and if any part of the sum has not been accounted for in detail under some previous appropriate heading the portion not previously accounted for shall be shown in detail.

17. At the end of the statement the person designated by the county commission to prepare the financial statement herein required shall append the following certificate:

I, _____, the duly authorized agent appointed by the county commission of _____ County, state of Missouri, to prepare for publication the financial statement as required by section 50.800, RSMo, hereby certify that I have diligently checked the records of the

county and that the above and foregoing is a complete and correct statement of every item of information required in section 50.800, RSMo, for the year ending December 31, _____, and especially have I checked every receipt from every source whatsoever and every disbursement or expenditure of every kind and to whom and for what each such disbursement or expenditure was made and that each receipt or revenue and disbursement or expenditure is accurately shown. (If for any reason complete and accurate information is not given the following shall be added to the certificate.) Exceptions: The above report is incomplete because proper information was not available in the following records _____ which are in the keeping of the following officer or officers. The person designated to prepare the financial statement shall give in detail any incomplete data called for by this section.

Date _____

Officer designated by county commission to prepare financial statement required by section 50.800, RSMo.

Or if no one has been designated said statement having been prepared by the county clerk, signature shall be in the following form:

Clerk of the county commission and ex officio officer designated to prepare financial statement required by section 50.800, RSMo.

18. Any person falsely certifying to any fact covered by the certificate is liable on his bond and upon conviction of falsely certifying to any fact covered by the certificate is guilty of a misdemeanor and punishable by a fine of not less than two hundred dollars or more than one thousand dollars or by imprisonment in the county jail for not less than thirty days nor more than six months or by both fine and imprisonment. Any person charged with the responsibility of preparing the financial report who willfully or knowingly makes a false report of any record, is, in addition to the penalty otherwise provided for in this law, deemed guilty of a felony and upon conviction shall be sentenced to the penitentiary for not less than two years nor more than five years.]

[50.810. 1. The statement shall be printed in not less than 8-point type, but not more than the smallest point type over 8-point type available and in the standard column width measure that will take the least space. The publisher shall file two proofs of publication with the county commission and the commission shall forward one proof to the state auditor and shall file the other in the office of the commission. The county commission shall not pay the publisher until proof of publication is filed with the commission and shall not pay the person designated to prepare the statement for the preparation of the copy for the statement until the state auditor notifies the commission that proof of publication has been received and that it complies with the requirements of this section.

2. The statement shall be spread on the record of the commission and for this purpose the publisher shall be required to furnish the commission with at least two copies of the statement that may be pasted on the record. The publisher shall itemize the cost of publishing said statement by column inch as properly chargeable to the several funds and shall submit such costs for payment to the county commission. The county commission shall pay out of each fund in the proportion that each item bears to the total cost of publishing said statement and shall issue warrants therefor; provided any part not properly chargeable to any specific fund shall be paid from the county general revenue fund.

3. The state auditor shall notify the county treasurer immediately of the receipt of the proof of publication of the statement. After the first of April of each year the county treasurer shall not pay or enter for protest any warrant for the pay of any commissioner of any county commission until notice is received from the state auditor that the required proof of publication has been filed. Any county treasurer paying or entering for protest any warrant for any commissioner of the county commission prior to the receipt of such notice from the state auditor shall be liable on his official bond therefor.

4. The state auditor shall prepare sample forms for financial statements and shall mail the same to the county clerks of the several counties in this state. If the county commission employs any person other than a bonded county officer to prepare the financial statement the county commission shall require such person to give bond with good and sufficient sureties in the penal sum of one thousand dollars for the faithful performance of his duty. If any county officer or other person employed to prepare the financial statement herein provided for shall fail, neglect, or refuse to, in any manner, comply with the provisions of this law he shall, in addition to other penalties herein provided, be liable on his official bond for dereliction of duty.]; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Committee Substitute for Senate Bill No. 736, Page 102, Section 442.210, Line 38, by inserting after said section and line the following:

“478.001. 1. For purposes of sections 478.001 to 478.009, the following terms shall mean:

(1) “Adult treatment court”, a treatment court focused on addressing the substance use disorder or co-occurring disorder of defendants charged with a criminal offense;

(2) “Community-based substance use disorder treatment program”, an agency certified by the department of mental health as a substance use disorder treatment provider;

(3) “Co-occurring disorder”, the coexistence of both a substance use disorder and a mental health disorder;

(4) “DWI court”, a treatment court focused on addressing the substance use disorder or co-occurring disorder of defendants who have pleaded guilty to or been found guilty of driving while intoxicated or driving with excessive blood alcohol content;

(5) “Family treatment court”, a treatment court focused on addressing a substance use disorder or co-occurring disorder existing in families in the juvenile court, family court, or criminal court in which a

parent or other household member has been determined to have a substance use disorder or co-occurring disorder that impacts the safety and well-being of the children in the family;

(6) “Juvenile treatment court”, a treatment court focused on addressing the substance use disorder or co-occurring disorder of juveniles in the juvenile court;

(7) “Medication-assisted treatment”, the use of pharmacological medications, in combination with counseling and behavioral therapies, to provide a whole-patient approach to the treatment of substance use disorders;

(8) **“Mental health court”, a court focused on addressing the mental health disorder or co-occurring disorder of defendants charged with a criminal offense;**

(9) “Mental health disorder”, any organic, mental, or emotional impairment that has substantial adverse effects on a person's cognitive, volitional, or emotional function and that constitutes a substantial impairment in a person's ability to participate in activities of normal living;

[(9)] (10) “Risk and needs assessment”, an actuarial tool, approved by the treatment courts coordinating commission and validated on a targeted population of drug-involved adult offenders, scientifically proven to determine a person's risk to recidivate and to identify criminal risk factors that, when properly addressed, can reduce that person's likelihood of committing future criminal behavior;

[(10)] (11) “Substance use disorder”, the recurrent use of alcohol or drugs that causes clinically significant impairment, including health problems, disability, and failure to meet major responsibilities at work, school, or home;

[(11)] (12) “Treatment court commissioner”, a person appointed by a majority of the circuit and associate circuit judges in a circuit to preside as the judicial officer in the treatment court division;

[(12)] (13) “Treatment court division”, a specialized, nonadversarial court division with jurisdiction over cases involving substance-involved offenders and making extensive use of comprehensive supervision, drug or alcohol testing, and treatment services. Treatment court divisions include, but are not limited to, the following specialized courts: adult treatment court, DWI court, family treatment court, juvenile treatment court, **mental health court**, veterans treatment court, or any combination thereof;

[(13)] (14) “Treatment court team”, the following members who are assigned to the treatment court: the judge or treatment court commissioner, treatment court administrator or coordinator, prosecutor, public defender or member of the criminal defense bar, a representative from the division of probation and parole, a representative from law enforcement, substance use **or mental health** disorder treatment providers, and any other person selected by the treatment court team;

[(14)] (15) “Veterans treatment court”, a treatment court focused on substance use disorders, co-occurring disorders, or mental health disorders of defendants charged with a criminal offense who are military veterans or current military personnel.

2. A treatment court division shall be established, prior to August 28, 2021, by any circuit court pursuant to sections 478.001 to 478.009 to provide an alternative for the judicial system to dispose of cases which stem from, or are otherwise impacted by, **a substance use or mental health disorder**. The treatment court division may include, but not be limited to, cases assigned to an adult treatment court,

DWI court, family treatment court, juvenile treatment court, **mental health court**, veterans treatment court, or any combination thereof. A treatment court shall combine judicial supervision, drug or alcohol testing, and treatment of participants. Except for good cause found by the court, a treatment court making a referral for substance use **or mental health** disorder treatment, when such program will receive state or federal funds in connection with such referral, shall refer the person only to a program which is certified by the department of mental health, unless no appropriate certified treatment program is located within the same county as the treatment court. Upon successful completion of the treatment court program, the charges, petition, or penalty against a treatment court participant may be dismissed, reduced, or modified, unless otherwise stated. Any fees received by a court from a defendant as payment for substance **or mental health** treatment programs shall not be considered court costs, charges or fines.

3. An adult treatment court may be established by any circuit court [under sections 478.001 to 478.009] to provide an alternative for the judicial system to dispose of cases which stem from substance use.

4. [Under sections 478.001 to 478.009,] A DWI court may be established by any circuit court to provide an alternative for the judicial system to dispose of cases that stem from driving while intoxicated.

5. A family treatment court may be established by any circuit court. The juvenile division of the circuit court or the family court, if one is established under section 487.010, may refer one or more parents or other household members subject to its jurisdiction to the family treatment court if he or she has been determined to have a substance use disorder or co-occurring disorder that impacts the safety and well-being of the children in the family.

6. A juvenile treatment court may be established by the juvenile division of any circuit court. The juvenile division may refer a juvenile to the juvenile treatment court if the juvenile is determined to have committed acts that violate the criminal laws of the state or ordinances of a municipality or county and a substance use disorder or co-occurring disorder contributed to the commission of the offense.

7. The general assembly finds and declares that it is the public policy of this state to encourage and provide an alternative method for the disposal of cases for military veterans and current military personnel with substance use disorders, mental health disorders, or co-occurring disorders. In order to effectuate this public policy, a veterans treatment court may be established by any circuit court, or combination of circuit courts upon agreement of the presiding judges of such circuit courts, to provide an alternative for the judicial system to dispose of cases that stem from a substance use disorder, mental health disorder, or co-occurring disorder of military veterans or current military personnel. A veterans treatment court shall combine judicial supervision, drug or alcohol testing, and substance use and mental health disorder treatment to participants who have served or are currently serving the United States Armed Forces, including members of the Reserves or National Guard, with preference given to individuals who have combat service. For the purposes of this section, combat service shall be shown through military service documentation that reflects service in a combat theater, receipt of combat service medals, or receipt of imminent danger or hostile fire pay or tax benefits. Except for good cause found by the court, a veterans treatment court shall make a referral for substance use or mental health disorder treatment, or a combination of substance use and mental health disorder treatment, through the Department of Defense health care, the Veterans Administration, or a community-based substance use disorder treatment program. Community-based programs utilized shall receive state or federal funds in connection with such referral and shall only refer the individual to a program certified by the department of mental health, unless

no appropriate certified treatment program is located within the same circuit as the veterans treatment court.

8. A mental health court may be established by any circuit court to provide an alternative for the judicial system to dispose of cases that stem from a mental health disorder or co-occurring disorder.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 5

Amend House Committee Substitute for Senate Bill No. 736, Page 102, Section 442.210, Line 38, by inserting after all of said section and line the following:

“488.040. [1.] Each grand and petit juror shall[, pursuant to the provisions of section 494.455, receive six dollars per day for every day he or she may actually serve as such and seven cents for every mile he or she may necessarily travel going from his or her place of residence to the courthouse and returning, to be paid from funds of the county or a city not within a county.

2. Provided that a county or a city not within a county authorizes daily compensation payable from county or city funds for jurors who serve in that county pursuant to subsection 3 of this section in the amount of at least six dollars per day in addition to the amount required by subsection 1 of this section, a person shall receive an additional six dollars per day, pursuant to the provisions of section 494.455, to be reimbursed by the state of Missouri so that the total compensation payable shall be at least eighteen dollars, plus mileage as indicated in subsection 1 of this section, for each day that the person actually serves as a petit juror in a particular case; or for each day that a person actually serves as a grand juror during a term of a grand jury. The state shall reimburse the county for six dollars of the additional juror compensation provided by this subsection.

3. The governing body of each county or a city not within a county may authorize additional daily compensation and mileage allowance for jurors, which additional compensation shall be paid from the funds of the county or a city not within a county. The governing body of each county or a city not within a county may authorize additional daily compensation and mileage allowance for jurors attending a coroner's inquest. Jurors may receive the additional compensation and mileage allowance authorized by this subsection only if the governing body of the county or the city not within a county authorizes the additional compensation. The provisions of this subsection authorizing additional compensation shall terminate upon the issuance of a mandate by the Missouri supreme court which results in the state of Missouri being obligated or required to pay any such additional compensation even if such additional compensation is formally approved or authorized by the governing body of a county or a city not within a county.

4. When each panel of jurors summoned and attending court has completed its service, the board of jury commissioners shall cause to be submitted to the governing body of the county or a city not within a county a statement of fees earned by each juror. Within thirty days of the submission of the statement of fees, the governing body shall cause payment to be made to those jurors summoned the fees earned during their service as jurors] **receive daily compensation and mileage allowance in the amount provided by law under section 494.455.**

494.455. 1. [Each county or city not within a county may elect to compensate its jurors pursuant to subsection 2 of this section except as otherwise provided in subsection 3 of this section.

2.] Each grand and petit juror shall receive **a minimum of six dollars per day, for every day [he or she] the juror may actually serve as [such] a juror, and [seven cents] the mileage rate as provided by law for state employees for every mile [he or she] the juror may necessarily travel going from [his or her] the juror's place of residence to the courthouse and returning, to be paid from funds of the county or a city not within a county. Each county or city not within a county may elect to compensate its jurors under subsection 2 of this section, except as otherwise provided in subsection 3 of this section.**

2. The governing body of each county or a city not within a county may authorize additional daily compensation and mileage allowance for jurors, which additional compensation shall be paid from the funds of the county or a city not within a county. The governing body of each county or a city not within a county may authorize additional daily compensation and mileage allowance for jurors attending a coroner's inquest. Jurors may receive the additional compensation and mileage allowance authorized by this subsection only if the governing body of the county or the city not within a county authorizes the additional compensation. The provisions of this subsection authorizing additional compensation shall terminate upon the issuance of a mandate by the Missouri supreme court which results in the state of Missouri being obligated or required to pay any such additional compensation even if such additional compensation is formally approved or authorized by the governing body of a county or a city not within a county. Provided that a county or a city not within a county authorizes daily compensation payable from county or city funds for jurors who serve in that county pursuant to this subsection in the amount of at least six dollars per day in addition to the amount required by this subsection, a person shall receive an additional six dollars per day to be reimbursed by the state of Missouri so that the total compensation payable shall be at least eighteen dollars, plus mileage for each day that the person actually serves as a petit juror in a particular case; or for each day that a person actually serves as a grand juror during a term of a grand jury. The state shall reimburse the county for six dollars of the additional juror compensation provided by this subsection.

3. [In any county of the first classification without a charter form of government and with a population of at least two hundred thousand inhabitants, no grand or petit juror shall receive compensation for the first two days of service, but shall receive fifty dollars per day for the third day and each subsequent day he or she may actually serve as such, and seven cents for every mile he or she may necessarily travel going from his or her place of residence to the courthouse and returning, to be paid from funds of the county.] **Notwithstanding the provisions of subsection 1 or 2 of this section, by a majority vote, the court en banc of a judicial circuit may adopt a system for juror compensation in a city not within a county or a county within the circuit, as follows: each grand or petit juror shall receive fifty dollars per day for the third day the juror may actually serve as a juror and for each subsequent day of actual service, and the mileage rate as provided by law for state employees for every mile the juror may necessarily travel from the juror's place of residence to the courthouse and returning, to be paid from funds of the county or a city not within a county; provided that, no grand or petit juror shall receive compensation for the first two days the juror may actually serve as such.**

4. When each panel of jurors summoned and attending court has completed its service, the board of jury commissioners shall cause to be submitted to the governing body of the county or a city not within a county a statement of fees earned by each juror. Within thirty days of the submission of the statement of

fees, the governing body shall cause payment to be made to those jurors summoned the fees earned during their service as jurors.”; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which concurrence of the Senate is respectfully requested.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 748**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **HS** for **HCS** for **SB 1363**, entitled:

An Act to repeal sections 50.800 and 50.810, RSMo, and section 50.327 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.327 as enacted by house bill no. 271 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 50.815 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.815 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 50.820 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 50.820 as enacted by house bill no. 669, seventy-seventh general assembly, first regular session, section 55.160 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 55.160 as enacted by house bill no. 58 merged with senate bill no. 210 merged with senate bill no. 507, ninety-third general assembly, first regular session, section 57.317 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 57.317 as enacted by senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 58.095 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.095 as enacted by house bill no. 2046, one hundredth general assembly, second regular session, section 58.200 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 58.200 as codified as section 13145 in the 1939 revised statutes of Missouri, section 67.457 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 67.457 as enacted by house bill no. 175 merged with house bill no. 1035 merged with senate bill no. 248, ninety-seventh general assembly, first regular session, section 67.461 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 67.461 as enacted by house bill no. 87, eighty-eighth general assembly, first regular session, section 67.1421 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 67.1421 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, section 67.1431 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 67.1431 as enacted by house bill no. 1636, eighty-ninth general assembly, second regular session, section 67.1471 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 67.1471 as enacted by senate bills nos. 153 & 97, one hundred first general assembly, first regular session, section 99.825 as enacted by house bill no. 1606, one hundred first general assembly, second regular

session, section 99.825 as enacted by house bill nos. 1434 & 1600, ninety-eighth general assembly, second regular session, section 99.830 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 99.830 as enacted by senate bill no. 1, eighty-ninth general assembly, second extraordinary session, section 99.865 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 99.865 as enacted by house bill nos. 1434 & 1600, ninety-eighth general assembly, second regular session, section 105.145 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 105.145 as enacted by senate bill no. 112, ninety-ninth general assembly, first regular session, section 140.170 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.170 as enacted by house bill no. 613, ninety-eighth general assembly, first regular session, section 140.190 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 140.190 as enacted by house bill no. 821, one hundredth general assembly, first regular session, section 238.212 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 238.212 as enacted by house bill no. 191, ninety-fifth general assembly, first regular session, section 238.222 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 238.222 as enacted by house bill no. 1418, ninety-eighth general assembly, second regular session, section 304.022 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, section 304.022 as enacted by senate bill no. 26 merged with senate bills nos. 53 & 60, one hundred first general assembly, first regular session, section 473.742 as enacted by house bill no. 1606, one hundred first general assembly, second regular session, and section 473.742 as enacted by senate bill no. 808, ninety-fifth general assembly, second regular session, and to enact in lieu thereof twenty-two new sections relating to political subdivisions, with penalty provisions.

With House Amendment No. 1, House Amendment No. 2, House Amendment No. 1 to House Amendment No. 3, House Amendment No. 3, as amended, and House Amendment No. 4.

HOUSE AMENDMENT NO. 1

Amend House Substitute for House Committee Substitute for Senate Bill No. 1363, Page 35, Section 67.1471, Line 24, by inserting after said section and line the following:

"67.2800. 1. Sections 67.2800 to 67.2840 shall be known and may be cited as the "Property Assessment Clean Energy Act".

2. As used in sections 67.2800 to 67.2840, the following words and terms shall mean:

(1) "Assessment contract", a contract entered into between a clean energy development board and a property owner under which the property owner agrees to pay an annual assessment for a period of up to [twenty] **thirty** years not to exceed the weighted average useful life of the qualified improvements in exchange for financing of an energy efficiency improvement or a renewable energy improvement;

(2) "Authority", the state environmental improvement and energy resources authority established under section 260.010;

(3) "Bond", any bond, note, or similar instrument issued by or on behalf of a clean energy development board;

(4) "Clean energy conduit financing", the financing of energy efficiency improvements or renewable energy improvements for a single parcel of property or a unified development consisting of multiple adjoining parcels of property under section 67.2825;

(5) "Clean energy development board", a board formed by one or more municipalities under section 67.2810;

(6) "Director", the director of the division of finance within the department of commerce and insurance;

(7) "Division", the division of finance within the department of commerce and insurance;

(8) "Energy efficiency improvement", any acquisition, installation, or modification on or of publicly or privately owned property designed to reduce the energy consumption of such property, including but not limited to:

(a) Insulation in walls, roofs, attics, floors, foundations, and heating and cooling distribution systems;

(b) Storm windows and doors, multiglazed windows and doors, heat-absorbing or heat-reflective windows and doors, and other window and door improvements designed to reduce energy consumption;

(c) Automatic energy control systems;

(d) Heating, ventilating, or air conditioning distribution system modifications and replacements;

(e) Caulking and weatherstripping;

(f) Replacement or modification of lighting fixtures to increase energy efficiency of the lighting system without increasing the overall illumination of the building unless the increase in illumination is necessary to conform to applicable state or local building codes;

(g) Energy recovery systems; [and]

(h) Daylighting systems; **and**

(i) Water infrastructure projects;

(9) "Municipality", any county, city, or incorporated town or village of this state;

(10) "Program administrator", an individual or entity selected by the clean energy development board to administer the PACE program, but this term does not include an employee of a county or municipal government assigned to a clean energy development board or a public employee employed by a clean energy development board who is paid from appropriated general tax revenues;

(11) "Project", any energy efficiency improvement or renewable energy improvement;

(12) "Property assessed clean energy local finance fund", a fund that may be established by the authority for the purpose of making loans to clean energy development boards to establish and maintain property assessed clean energy programs;

(13) "Property assessed clean energy program" or "PACE program", a program established by a clean energy development board to finance energy efficiency improvements or renewable energy improvements under section 67.2820;

(14) "Renewable energy improvement", any acquisition and installation of a fixture, product, system, device, or combination thereof on publicly or privately owned property that produces energy from renewable resources, including, but not limited to photovoltaic systems, solar thermal systems, wind systems, biomass systems, or geothermal systems.

3. All projects undertaken under sections 67.2800 to 67.2840 are subject to the applicable municipality's ordinances and regulations, including but not limited to those ordinances and regulations concerning zoning, subdivision, building, fire safety, and historic or architectural review.

4. Sections 67.2800 to 67.2840 shall not apply to any assessment contract, project, or PACE program entered into, undertaken, or established for any residential property.

67.2810. 1. One or more municipalities may form clean energy development boards for the purpose of exercising the powers described in sections 67.2800 to 67.2840. Each clean energy development board shall consist of not less than three members, as set forth in the ordinance or order establishing the clean energy development board. Members shall serve terms as set forth in the ordinance or order establishing the clean energy development board and shall be appointed:

(1) If only one municipality is participating in the clean energy development board, by the chief elected officer of the municipality with the consent of the governing body of the municipality; or

(2) If more than one municipality is participating, in a manner agreed to by all participating municipalities.

2. A clean energy development board shall be a political subdivision of the state and shall have all powers necessary and convenient to carry out and effectuate the provisions of sections 67.2800 to 67.2840, including but not limited to the following:

(1) To adopt, amend, and repeal bylaws, which are not inconsistent with sections 67.2800 to 67.2840;

(2) To adopt an official seal;

(3) To sue and be sued;

(4) To make and enter into contracts and other instruments with public and private entities;

(5) To accept grants, guarantees, and donations of property, labor, services, and other things of value from any public or private source, **including the acquisition of loans or assessment contracts from other states or their municipalities and political subdivisions to serve a common purpose of providing financing support or credit enhancement for any project;**

(6) To employ or contract for such managerial, legal, technical, clerical, accounting, or other assistance it deems advisable;

(7) To levy and collect special assessments under an assessment contract with a property owner and to record such special assessments as a lien on the property;

(8) To borrow money from any public or private source and issue bonds and provide security for the repayment of the same;

(9) To finance a project under an assessment contract;

(10) To collect reasonable fees and charges in connection with making and servicing assessment contracts and in connection with any technical, consultative, or project assistance services offered;

(11) To invest any funds not required for immediate disbursement in obligations of the state of Missouri or of the United States or any agency or instrumentality thereof, or in bank certificates of deposit; provided, however, the limitations on investments provided in this subdivision shall not apply to proceeds acquired from the sale of bonds which are held by a corporate trustee; and

(12) To take whatever actions necessary to participate in and administer a clean energy conduit financing or a property assessed clean energy program.

3. No later than July first of each year, the clean energy development board shall file with each municipality that participated in the formation of the clean energy development board and with the director of the department of natural resources an annual report for the preceding calendar year that includes:

(1) A brief description of each project financed by the clean energy development board during the preceding calendar year, which shall include the physical address of the property, the name or names of the property owner, an itemized list of the costs of the project, and the name of any contractors used to complete the project;

(2) The amount of assessments due and the amount collected during the preceding calendar year;

(3) The amount of clean energy development board administrative costs incurred during the preceding calendar year;

(4) The estimated cumulative energy savings resulting from all energy efficiency improvements financed during the preceding calendar year; and

(5) The estimated cumulative energy produced by all renewable energy improvements financed during the preceding calendar year.

4. No lawsuit to set aside the formation of a clean energy development board or to otherwise question the proceedings related thereto shall be brought after the expiration of sixty days from the effective date of the ordinance or order creating the clean energy development board. No lawsuit to set aside the approval of a project, an assessment contract, or a special assessment levied by a clean energy development board, or to otherwise question the proceedings related thereto shall be brought after the expiration of sixty days from the date that the assessment contract is executed.

67.2815. 1. A clean energy development board shall not enter into an assessment contract or levy or collect a special assessment for a project without making a finding that there are sufficient resources to complete the project and that the estimated economic benefit expected from the project during the financing period is equal to or greater than the cost of the project.

2. An assessment contract shall be executed by the clean energy development board and the benefitted property owner or property owners and shall provide:

(1) A description of the project, including the estimated cost of the project and details on how the project will either reduce energy consumption or create energy from renewable sources;

(2) A mechanism for:

(a) Verifying the final costs of the project upon its completion; and

(b) Ensuring that any amounts advanced or otherwise paid by the clean energy development board toward costs of the project will not exceed the final cost of the project;

(3) An acknowledgment by the property owner that the property owner has received or will receive a special benefit by financing a project through the clean energy development board that equals or exceeds the total assessments due under the assessment contract;

(4) An agreement by the property owner to pay annual special assessments for a period not to exceed [twenty] **thirty** years, as specified in the assessment contract;

(5) A statement that the obligations set forth in the assessment contract, including the obligation to pay annual special assessments, are a covenant that shall run with the land and be obligations upon future owners of such property; and

(6) An acknowledgment that no subdivision of property subject to the assessment contract shall be valid unless the assessment contract or an amendment thereof divides the total annual special assessment due between the newly subdivided parcels pro rata to the special benefit realized by each subdivided parcel.

3. The total special assessments levied against a property under an assessment contract shall not exceed the sum of the cost of the project, including any required energy audits and inspections, or portion thereof financed through the participation in a property assessed clean energy program or clean energy conduit financing, including the costs of any audits or inspections required by the clean energy development board, plus such administration fees, interest, and other financing costs reasonably required by the clean energy development board.

4. The clean energy development board shall provide a copy of each signed assessment contract to the local assessor and collector for the county, or city not within a county, and shall cause a copy of such assessment contract to be recorded in the real estate records of the recorder of deeds for the county, or city not within a county.

5. Special assessments agreed to under an assessment contract shall be a lien on the property against which it is assessed on behalf of the applicable clean energy development board from the date that each annual assessment under the assessment contract becomes due. Such special assessments shall be collected by the collector for the county, or city not within a county, in the same manner and with the same priority as ad valorem real property taxes[, subject to the provisions of subsection 8 of this section]. Once collected, the collector for the county, or city not within a county, shall pay over such special assessment revenues to the clean energy development board in the same manner in which revenues from ad valorem real property taxes are paid to other taxing districts. Such special assessments shall be collected as provided in this subsection from all subsequent property owners, including the state and all political subdivisions thereof, for the term of the assessment contract.

6. Any clean energy development board that contracts for outside administrative services to provide financing origination for a project shall offer the right of first refusal to enter into such a contract to a federally insured depository institution with a physical presence in Missouri upon the same terms and conditions as would otherwise be approved by the clean energy development board. Such right of first refusal shall not be applicable to the origination of any transaction that involves the issuance of bonds by the clean energy development board.

7. **Except as otherwise provided in section 67.2840**, sections 67.2816, 67.2817, 67.2818, and 67.2819 shall apply only to PACE programs for projects to improve residential properties of four or fewer units. Notwithstanding any provision of law to the contrary, any clean energy development board formed to improve commercial properties, properties owned by nonprofit or not-for-profit entities, governmental properties, or nonresidential properties in excess of four residential units shall be exempt from the provisions of sections 67.2816, 67.2817, 67.2818, and 67.2819, nor shall such sections apply to the commercial PACE programs and commercial PACE assessment contracts of any clean energy development board engaged in both commercial and residential property programs. Notwithstanding any provision of law to the contrary, any clean energy development board that ceases to finance new projects to improve residential properties of four or fewer units before January 1, 2022, shall be exempt from the provisions of sections 67.2816, 67.2817, 67.2818, and 67.2819.

67.2817. 1. Notwithstanding any other contractual agreement to the contrary, each assessment contract shall be reviewed, approved, and executed by the clean energy development board and these duties shall not be delegated. Any attempted delegations of these duties shall be void.

2. An assessment contract shall not be approved, executed, submitted, or otherwise presented for recording unless a clean energy development board verifies that the following criteria are satisfied:

(1) The PACE assessments are assessed in equal annual installments;

(2) The PACE assessment may be paid in full at any time without prepayment penalty. The pay-off letter shall specify the amount of any fee or charge by a lender or loan service agent to obtain the total balance due. The release of the assessment shall be recorded within thirty days of the receipt of the amounts identified in the pay-off letter;

(3) The assessment contract shall disclose applicable penalties, interest penalties, or late fees under the contract and describe generally the interest and penalties imposed under chapter 140 relating to the collection of delinquent property taxes;

(4) The clean energy development board shall provide a separate statement to the owner of the residential property of the penalties or late fees authorized under the assessment contract and of the penalties and interest penalties under chapter 140 for the applicable tax collector as of the date of the assessment contract;

(5) The clean energy development board has confirmed that the property owner is current on property taxes for the project property;

(6) The property that shall be subject to the assessment contract has no recorded and outstanding involuntary liens in excess of one thousand dollars;

(7) The property owner shall not currently be a party to any bankruptcy proceeding where any existing lien holder of the property is named as a creditor;

(8) The term of the assessment contract shall not exceed the weighted average useful life of the qualified improvements to which the greatest portion of funds disbursed under the assessment contract is attributable, not to exceed [twenty] **thirty** years. The clean energy development board shall determine useful life for purposes of this subdivision based upon credible third-party standards or certification criteria that have been established by appropriate government agencies or nationally recognized standards and testing organizations;

(9) The property owner is current on all mortgage debt on the subject property and has no more than one late payment during the twelve months immediately preceding the application date on any mortgage debt; and

(10) The clean energy development board shall not enter into an assessment contract or levy or collect a special assessment for a project without making a finding that there are sufficient resources to complete the project and that the estimated economic benefit expected from the project during the financing period is equal to or greater than the cost of the project.

3. Any assessment contract for a project that, combined with any existing and outstanding indebtedness secured by the benefitted property, results in a loan-to-value ratio between eighty percent and ninety-seven percent of the true value in money, as determined by the assessor pursuant to chapter 137, plus ten percent of such amount, of the benefitted property prior to the project as determined by reference to the assessment records for tax purposes for the most recent completed assessment by the county, or city not within a county, shall include provision of an insurance policy providing coverage for any remaining cost of fulfilling the assessment contract, including any accumulated interest, in the event the property is foreclosed upon, if such product exists. Such insurance policy shall run with the land in the same manner as the other obligations set forth in the assessment contract.

4. The property owner executing the PACE assessment contract shall have a three-day right to cancel the qualifying improvements proposed for financing under the PACE assessment contract. The three-day right to cancel shall expire at midnight of the third business day after a property owner signs the assessment contract. The clean energy development board shall be required to provide a printed form that is presented to the property owner no later than the time of signing of the assessment contract detailing the property owner's right to cancel. An electronic form may be provided if the owner consents electronically to receiving an electronic form.

5. Prior to the execution of an assessment contract, the clean energy development board shall advise the property owner in writing that any delinquent assessment shall be a lien on the property subject to the assessment contract and that the obligations under the PACE assessment contract continue as an obligation against the improved property if the property owner sells or refinances the property and that a purchaser or lender may require that before the owner may sell or refinance the property that the owner may be required to pay the assessment contract in full.

6. Prior to the execution of an assessment contract, the clean energy development board shall advise the property owner in writing that if the property owner pays his or her property taxes and special assessments via a lender or loan servicer's escrow program, the special assessment will cause the owner's

monthly escrow requirements to increase and increase the owner's total monthly payment to the lender or the loan servicer. The clean energy development board shall further advise the property owner that if the special assessment results in an escrow shortage that the owner will be required to pay the shortage in a lump-sum payment or catch up the shortage over twelve months.

7. The clean energy development board, within three days of entering an assessment contract, shall provide any holder of a first mortgage loan a copy of the assessment contract and a statement that includes a brief description of the project, the cost of the project, the annual assessment that will be levied, and the number of annual assessments. Transmittal shall be by United States mail to the holder of the first mortgage loan of record.

8. The clean energy development board shall maintain a public website with current information about the PACE program as the board deems appropriate to inform consumers regarding the PACE program. The website shall list approved contractors for the PACE program. The website shall disclose the process for property owners or their successors to request information about the assessment contract, the status of the assessment contract, and for all questions including contract information to obtain a payoff amount for the release of an assessment contract.

9. The clean energy development board, its agents, contractor, or other third party shall not make any representation as to the income tax deductibility of an assessment.

67.2830. 1. A clean energy development board may issue bonds payable from special assessment revenues generated by assessment contracts and any other revenues pledged thereto. The bonds shall be authorized by resolution of the clean energy development board, shall bear such date or dates, and shall mature at such time or times as the resolution shall specify, provided that the term of any bonds issued for a clean energy conduit financing shall not exceed [twenty] **thirty** years. The bonds shall be in such denomination, bear interest at such rate, be in such form, be issued in such manner, be payable in such place or places, and be subject to redemption as such resolution may provide. Notwithstanding any provision to the contrary under this section, issuance of the bonds shall conform to the requirements of subsection 1 of section 108.170.

2. Any bonds issued under this section shall not constitute an indebtedness of the state or any municipality. Neither the state nor any municipality shall be liable on such bonds, and the form of such bonds shall contain a statement to such effect.

67.2840. 1. Sections 67.2816, 67.2817, 67.2818, and 67.2819 shall be effective and apply **only** to the residential PACE programs of clean energy development boards and participating municipalities [after] **from January 1, 2022, to August 28, 2024. Beginning August 28, 2024, all residential properties shall be exempt from the provisions of sections 67.2816 to 67.2819 and no assessment contract, project, or PACE program shall be entered into, undertaken, or established for any residential property.**

2. Sections 67.2816, 67.2817, 67.2818, and 67.2819 shall be effective and apply **only** to residential PACE assessment contracts entered into after January 1, 2022, **but before August 28, 2024.**"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 2

Amend House Substitute for House Committee Substitute for Senate Bill No. 1363, Page 66, Section

473.742, Line 84, by inserting after said section and line the following:

"550.320. 1. As used in this section, the following terms shall mean:

(1) "Department", the department of corrections of the state of Missouri;

(2) "Jail reimbursement", a daily per diem paid by the state for the reimbursement of time spent in custody.

2. Notwithstanding any other provision of law to the contrary, whenever any person is sentenced to a term of imprisonment in a correctional center, the department shall reimburse the county or city not within a county for the days the person spent in custody at a per diem cost, subject to appropriation, but not to exceed thirty-seven dollars and fifty cents per day per offender. The jail reimbursement shall be subject to review and approval of the department. The state shall pay the costs when:

(1) A person is sentenced to a term of imprisonment as authorized by chapter 558;

(2) A person is sentenced pursuant to section 559.115;

(3) A person has his or her probation or parole revoked because the offender has, or allegedly has, violated any condition of the offender's probation or parole, and such probation or parole is a consequence of a violation of the law, or the offender is a fugitive from the state or otherwise held at the request of the department regardless of whether or not a warrant has been issued; or

(4) A person has a period of detention imposed pursuant to section 559.026.

3. When the final determination of any criminal prosecution shall be such as to render the state liable for costs under existing laws, it shall be the duty of the sheriff to certify to the clerk of the county or the chief executive officer of the city not within a county the total number of days any offender who was a party in such case remained in the jail. It shall then be the duty of the county clerk or the chief executive officer of the city not within the county to submit the total number of days spent in custody to the department. The county clerk or chief executive officer of the city not within the county may submit claims to the department, no later than two years from the date the claim became eligible for reimbursement.

4. The department shall determine if the expenses are eligible pursuant to the provisions of this chapter and remit any payment to the county or city not within a county when the expenses are determined to be eligible. The department shall establish, by rule, the process for submission of claims. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review, to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2024, shall be invalid and void."; and

Further amend said bill, Page 70, Section 50.810, Line 39, by inserting after said section and line the following:

"[221.105. 1. The governing body of any county and of any city not within a county shall fix the amount to be expended for the cost of incarceration of prisoners confined in jails or medium security institutions. The per diem cost of incarceration of these prisoners chargeable by the law to the state shall be determined, subject to the review and approval of the department of corrections.

2. When the final determination of any criminal prosecution shall be such as to render the state liable for costs under existing laws, it shall be the duty of the sheriff to certify to the clerk of the circuit court or court of common pleas in which the case was determined the total number of days any prisoner who was a party in such case remained in the county jail. It shall be the duty of the county commission to supply the cost per diem for county prisons to the clerk of the circuit court on the first day of each year, and thereafter whenever the amount may be changed. It shall then be the duty of the clerk of the court in which the case was determined to include in the bill of cost against the state all fees which are properly chargeable to the state. In any city not within a county it shall be the duty of the superintendent of any facility boarding prisoners to certify to the chief executive officer of such city not within a county the total number of days any prisoner who was a party in such case remained in such facility. It shall be the duty of the superintendents of such facilities to supply the cost per diem to the chief executive officer on the first day of each year, and thereafter whenever the amount may be changed. It shall be the duty of the chief executive officer to bill the state all fees for boarding such prisoners which are properly chargeable to the state. The chief executive may by notification to the department of corrections delegate such responsibility to another duly sworn official of such city not within a county. The clerk of the court of any city not within a county shall not include such fees in the bill of costs chargeable to the state. The department of corrections shall revise its criminal cost manual in accordance with this provision.

3. Except as provided under subsection 6 of section 217.718, the actual costs chargeable to the state, including those incurred for a prisoner who is incarcerated in the county jail because the prisoner's parole or probation has been revoked or because the prisoner has, or allegedly has, violated any condition of the prisoner's parole or probation, and such parole or probation is a consequence of a violation of a state statute, or the prisoner is a fugitive from the Missouri department of corrections or otherwise held at the request of the Missouri department of corrections regardless of whether or not a warrant has been issued shall be the actual cost of incarceration not to exceed:

(1) Until July 1, 1996, seventeen dollars per day per prisoner;

(2) On and after July 1, 1996, twenty dollars per day per prisoner;

(3) On and after July 1, 1997, up to thirty-seven dollars and fifty cents per day per prisoner, subject to appropriations.

4. The presiding judge of a judicial circuit may propose expenses to be reimbursable by the state on behalf of one or more of the counties in that circuit. Proposed reimbursable expenses may

include pretrial assessment and supervision strategies for defendants who are ultimately eligible for state incarceration. A county may not receive more than its share of the amount appropriated in the previous fiscal year, inclusive of expenses proposed by the presiding judge. Any county shall convey such proposal to the department, and any such proposal presented by a presiding judge shall include the documented agreement with the proposal by the county governing body, prosecuting attorney, at least one associate circuit judge, and the officer of the county responsible for custody or incarceration of prisoners of the county represented in the proposal. Any county that declines to convey a proposal to the department, pursuant to the provisions of this subsection, shall receive its per diem cost of incarceration for all prisoners chargeable to the state in accordance with the provisions of subsections 1, 2, and 3 of this section.]" and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 1 TO
HOUSE AMENDMENT NO. 3

Amend House Amendment No. 3 to House Substitute for House Committee Substitute for Senate Bill No. 1363, Page 13, Line 39, by inserting after said line the following:

"Further amend said bill, Page 53, Section 140.190, Line 36, by inserting after said section and line the following:

"143.121. 1. The Missouri adjusted gross income of a resident individual shall be the taxpayer's federal adjusted gross income subject to the modifications in this section.

2. There shall be added to the taxpayer's federal adjusted gross income:

(1) The amount of any federal income tax refund received for a prior year which resulted in a Missouri income tax benefit. The amount added pursuant to this subdivision shall not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability pursuant to Public Law 116-136 or 116-260, enacted by the 116th United States Congress, for the tax year beginning on or after January 1, 2020, and ending on or before December 31, 2020, and deducted from Missouri adjusted gross income pursuant to section 143.171. The amount added under this subdivision shall also not include any amount of a federal income tax refund attributable to a tax credit reducing a taxpayer's federal tax liability under any other federal law that provides direct economic impact payments to taxpayers to mitigate financial challenges related to the COVID-19 pandemic, and deducted from Missouri adjusted gross income under section 143.171;

(2) Interest on certain governmental obligations excluded from federal gross income by 26 U.S.C. Section 103 of the Internal Revenue Code, as amended. The previous sentence shall not apply to interest on obligations of the state of Missouri or any of its political subdivisions or authorities and shall not apply to the interest described in subdivision (1) of subsection 3 of this section. The amount added pursuant to this subdivision shall be reduced by the amounts applicable to such interest that would have been deductible in computing the taxable income of the taxpayer except only for the application of 26 U.S.C. Section 265 of the Internal Revenue Code, as amended. The reduction shall only be made if it is at least five hundred dollars;

(3) The amount of any deduction that is included in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002 to the extent the amount deducted relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent the amount deducted exceeds the amount that would have been deductible pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code of 1986 as in effect on January 1, 2002;

(4) The amount of any deduction that is included in the computation of federal taxable income for net operating loss allowed by 26 U.S.C. Section 172 of the Internal Revenue Code of 1986, as amended, other than the deduction allowed by 26 U.S.C. Section 172(b)(1)(G) and 26 U.S.C. Section 172(i) of the Internal Revenue Code of 1986, as amended, for a net operating loss the taxpayer claims in the tax year in which the net operating loss occurred or carries forward for a period of more than twenty years and carries backward for more than two years. Any amount of net operating loss taken against federal taxable income but disallowed for Missouri income tax purposes pursuant to this subdivision after June 18, 2002, may be carried forward and taken against any income on the Missouri income tax return for a period of not more than twenty years from the year of the initial loss; and

(5) For nonresident individuals in all taxable years ending on or after December 31, 2006, the amount of any property taxes paid to another state or a political subdivision of another state for which a deduction was allowed on such nonresident's federal return in the taxable year unless such state, political subdivision of a state, or the District of Columbia allows a subtraction from income for property taxes paid to this state for purposes of calculating income for the income tax for such state, political subdivision of a state, or the District of Columbia;

(6) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in a previous taxable year, but allowed as a deduction under 26 U.S.C. Section 163, as amended, in the current taxable year by reason of the carryforward of disallowed business interest provisions of 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist.

3. There shall be subtracted from the taxpayer's federal adjusted gross income the following amounts to the extent included in federal adjusted gross income:

(1) Interest received on deposits held at a federal reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission or instrumentality of the United States to the extent exempt from Missouri income taxes pursuant to the laws of the United States. The amount subtracted pursuant to this subdivision shall be reduced by any interest on indebtedness incurred to carry the described obligations or securities and by any expenses incurred in the production of interest or dividend income described in this subdivision. The reduction in the previous sentence shall only apply to the extent that such expenses including amortizable bond premiums are deducted in determining the taxpayer's federal adjusted gross income or included in the taxpayer's Missouri itemized deduction. The reduction shall only be made if the expenses total at least five hundred dollars;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis to the taxpayer for Missouri income tax purposes than for federal income tax purposes on December 31, 1972, that does not exceed such difference in basis. If a gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to one-half of such portion of the gain;

(3) The amount necessary to prevent the taxation pursuant to this chapter of any annuity or other amount of income or gain which was properly included in income or gain and was taxed pursuant to the laws of Missouri for a taxable year prior to January 1, 1973, to the taxpayer, or to a decedent by reason of whose death the taxpayer acquired the right to receive the income or gain, or to a trust or estate from which the taxpayer received the income or gain;

(4) Accumulation distributions received by a taxpayer as a beneficiary of a trust to the extent that the same are included in federal adjusted gross income;

(5) The amount of any state income tax refund for a prior year which was included in the federal adjusted gross income;

(6) The portion of capital gain specified in section 135.357 that would otherwise be included in federal adjusted gross income;

(7) The amount that would have been deducted in the computation of federal taxable income pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as in effect on January 1, 2002, to the extent that amount relates to property purchased on or after July 1, 2002, but before July 1, 2003, and to the extent that amount exceeds the amount actually deducted pursuant to 26 U.S.C. Section 168 of the Internal Revenue Code as amended by the Job Creation and Worker Assistance Act of 2002;

(8) For all tax years beginning on or after January 1, 2005, the amount of any income received for military service while the taxpayer serves in a combat zone which is included in federal adjusted gross income and not otherwise excluded therefrom. As used in this section, "combat zone" means any area which the President of the United States by Executive Order designates as an area in which Armed Forces of the United States are or have engaged in combat. Service is performed in a combat zone only if performed on or after the date designated by the President by Executive Order as the date of the commencing of combat activities in such zone, and on or before the date designated by the President by Executive Order as the date of the termination of combatant activities in such zone;

(9) For all tax years ending on or after July 1, 2002, with respect to qualified property that is sold or otherwise disposed of during a taxable year by a taxpayer and for which an additional modification was made under subdivision (3) of subsection 2 of this section, the amount by which additional modification made under subdivision (3) of subsection 2 of this section on qualified property has not been recovered through the additional subtractions provided in subdivision (7) of this subsection;

(10) For all tax years beginning on or after January 1, 2014, the amount of any income received as payment from any program which provides compensation to agricultural producers who have suffered a loss as the result of a disaster or emergency, including the:

(a) Livestock Forage Disaster Program;

(b) Livestock Indemnity Program;

(c) Emergency Assistance for Livestock, Honeybees, and Farm-Raised Fish;

- (d) Emergency Conservation Program;
- (e) Noninsured Crop Disaster Assistance Program;
- (f) Pasture, Rangeland, Forage Pilot Insurance Program;
- (g) Annual Forage Pilot Program;
- (h) Livestock Risk Protection Insurance Plan;
- (i) Livestock Gross Margin Insurance Plan;

(11) For all tax years beginning on or after January 1, 2018, any interest expense paid or accrued in the current taxable year, but not deducted as a result of the limitation imposed under 26 U.S.C. Section 163(j), as amended. For the purposes of this subdivision, an interest expense is considered paid or accrued only in the first taxable year the deduction would have been allowable under 26 U.S.C. Section 163, as amended, if the limitation under 26 U.S.C. Section 163(j), as amended, did not exist;

(12) One hundred percent of any retirement benefits received by any taxpayer as a result of the taxpayer's service in the Armed Forces of the United States, including reserve components and the National Guard of this state, as defined in 32 U.S.C. Sections 101(3) and 109, and any other military force organized under the laws of this state; and

(13) **For all tax years beginning on or after January 1, 2022**, one hundred percent of any federal, state, or local grant moneys received by the taxpayer if the grant money was disbursed for the express purpose of providing or expanding access to broadband internet to areas of the state deemed to be lacking such access.

4. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the taxpayer's share of the Missouri fiduciary adjustment provided in section 143.351.

5. There shall be added to or subtracted from the taxpayer's federal adjusted gross income the modifications provided in section 143.411.

6. In addition to the modifications to a taxpayer's federal adjusted gross income in this section, to calculate Missouri adjusted gross income there shall be subtracted from the taxpayer's federal adjusted gross income any gain recognized pursuant to 26 U.S.C. Section 1033 of the Internal Revenue Code of 1986, as amended, arising from compulsory or involuntary conversion of property as a result of condemnation or the imminence thereof.

7. (1) As used in this subsection, "qualified health insurance premium" means the amount paid during the tax year by such taxpayer for any insurance policy primarily providing health care coverage for the taxpayer, the taxpayer's spouse, or the taxpayer's dependents.

(2) In addition to the subtractions in subsection 3 of this section, one hundred percent of the amount of qualified health insurance premiums shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for such premiums is included in federal taxable income. The taxpayer shall provide the department of revenue with proof of the amount of qualified health insurance premiums paid.

8. (1) Beginning January 1, 2014, in addition to the subtractions provided in this section, one hundred percent of the cost incurred by a taxpayer for a home energy audit conducted by an entity certified by the department of natural resources under section 640.153 or the implementation of any energy efficiency recommendations made in such an audit shall be subtracted from the taxpayer's federal adjusted gross income to the extent the amount paid for any such activity is included in federal taxable income. The taxpayer shall provide the department of revenue with a summary of any recommendations made in a qualified home energy audit, the name and certification number of the qualified home energy auditor who conducted the audit, and proof of the amount paid for any activities under this subsection for which a deduction is claimed. The taxpayer shall also provide a copy of the summary of any recommendations made in a qualified home energy audit to the department of natural resources.

(2) At no time shall a deduction claimed under this subsection by an individual taxpayer or taxpayers filing combined returns exceed one thousand dollars per year for individual taxpayers or cumulatively exceed two thousand dollars per year for taxpayers filing combined returns.

(3) Any deduction claimed under this subsection shall be claimed for the tax year in which the qualified home energy audit was conducted or in which the implementation of the energy efficiency recommendations occurred. If implementation of the energy efficiency recommendations occurred during more than one year, the deduction may be claimed in more than one year, subject to the limitations provided under subdivision (2) of this subsection.

(4) A deduction shall not be claimed for any otherwise eligible activity under this subsection if such activity qualified for and received any rebate or other incentive through a state-sponsored energy program or through an electric corporation, gas corporation, electric cooperative, or municipally owned utility.

9. The provisions of subsection 8 of this section shall expire on December 31, 2020.

10. (1) As used in this subsection, the following terms mean:

(a) "Beginning farmer", a taxpayer who:

a. Has filed at least one but not more than ten Internal Revenue Service Schedule F (Form 1040) Profit or Loss From Farming forms since turning eighteen years of age;

b. Is approved for a beginning farmer loan through the USDA Farm Service Agency Beginning Farmer direct or guaranteed loan program;

c. Has a farming operation that is determined by the department of agriculture to be new production agriculture but is the principal operator of a farm and has substantial farming knowledge; or

d. Has been determined by the department of agriculture to be a qualified family member;

(b) "Farm owner", an individual who owns farmland and disposes of or relinquishes use of all or some portion of such farmland as follows:

a. A sale to a beginning farmer;

b. A lease or rental agreement not exceeding ten years with a beginning farmer; or

c. A crop-share arrangement not exceeding ten years with a beginning farmer;

(c) "Qualified family member", an individual who is related to a farm owner within the fourth degree by blood, marriage, or adoption and who is purchasing or leasing or is in a crop-share arrangement for land from all or a portion of such farm owner's farming operation.

(2) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who sells all or a portion of such farmland to a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitations in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of capital gains received from the sale of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such capital gain.

(c) A taxpayer may subtract the following amounts and percentages per tax year in total capital gains received from the sale of such farmland under this subdivision:

- a. For the first two million dollars received, one hundred percent;
- b. For the next one million dollars received, eighty percent;
- c. For the next one million dollars received, sixty percent;
- d. For the next one million dollars received, forty percent; and
- e. For the next one million dollars received, twenty percent.

(d) The department of revenue shall prepare an annual report reviewing the costs and benefits and containing statistical information regarding the subtraction of capital gains authorized under this subdivision for the previous tax year including, but not limited to, the total amount of all capital gains subtracted and the number of taxpayers subtracting such capital gains. Such report shall be submitted before February first of each year to the committee on agriculture policy of the Missouri house of representatives and the committee on agriculture, food production and outdoor resources of the Missouri senate, or the successor committees.

(3) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a lease or rental agreement for all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of cash rent income received from the lease or rental of such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total cash rent income received from the lease or rental of such farmland under this subdivision.

(4) (a) In addition to all other subtractions authorized in this section, a taxpayer who is a farm owner who enters a crop-share arrangement on all or a portion of such farmland with a beginning farmer may subtract from such taxpayer's Missouri adjusted gross income an amount to the extent included in federal adjusted gross income as provided in this subdivision.

(b) Subject to the limitation in paragraph (c) of this subdivision, the amount that may be subtracted shall be equal to the portion of income received from the crop-share arrangement on such farmland that such taxpayer receives in the tax year for which such taxpayer subtracts such income.

(c) No taxpayer shall subtract more than twenty-five thousand dollars per tax year in total income received from the lease or rental of such farmland under this subdivision.

(5) The department of agriculture shall, by rule, establish a process to verify that a taxpayer is a beginning farmer for purposes of this section and shall provide verification to the beginning farmer and farm seller of such farmer's and seller's certification and qualification for the exemption provided in this subsection."; and"; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 3

Amend House Substitute for House Committee Substitute for Senate Bill No. 1363, Page 28, Section 67.1421, Line 4, by inserting after the word "district" the following:

", provided that if the proposed funding mechanism for the proposed district includes a sales tax, such ordinance shall be adopted by at least a two-thirds majority vote"; and

Further amend said bill and section, Page 31, Line 100, by inserting at the end of said line the following:

"Any ordinance or petition approved under this subsection that establishes a district for which the proposed funding mechanism for the proposed district includes a sales tax shall be by at least a two-thirds majority vote."; and

Further amend said bill, Page 35, Section 67.1471, Line 24, by inserting after said section and line the following:

"67.1521. 1. A district may levy by resolution one or more special assessments against real property within its boundaries, upon receipt of and in accordance with a petition signed by:

(1) Owners of real property collectively owning more than fifty percent by assessed value of real property within the boundaries of the district; and

(2) More than fifty percent per capita of the owners of all real property within the boundaries of the district.

2. The special assessment petition shall be in substantially the following form:

The _____ (insert name of district) Community Improvement District ("District") shall be authorized to levy special assessments against real property benefitted within the district for the purpose of providing revenue for _____ (insert general description of specific service and/or projects) in the district, such special assessments to be levied against each tract, lot or parcel of real property listed below within the district which receives special benefit as a result of such service and/or projects, the cost of which shall be allocated among this property by _____ (insert

method of allocation, e.g., per square foot of property, per square foot on each square foot of improvement, or by abutting foot of property abutting streets, roads, highways, parks or other improvements, or any other reasonable method) in an amount not to exceed _____ dollars per (insert unit of measure). Such authorization to levy the special assessment shall expire on _____ (insert date). The tracts of land located in the district which will receive special benefit from this service and/or projects are: _____ (list of properties by common addresses and legal descriptions).

3. The method for allocating such special assessments set forth in the petition may be any reasonable method which results in imposing assessments upon real property benefitted in relation to the benefit conferred upon each respective tract, lot or parcel of real property and the cost to provide such benefit.

4. By resolution of the board, the district may levy a special assessment rate lower than the rate ceiling set forth in the petition authorizing the special assessment and may increase such lowered special assessment rate to a level not exceeding the special assessment rate ceiling set forth in the petition without further approval of the real property owners; provided that a district imposing a special assessment pursuant to this section may not repeal or amend such special assessment or lower the rate of such special assessment if such repeal, amendment or lower rate will impair the district's ability to pay any liabilities that it has incurred, money that it has borrowed or obligations that it has issued.

5. Each special assessment which is due and owing shall constitute a perpetual lien against each tract, lot or parcel of property from which it is derived. Such lien may be foreclosed in the same manner as any other special assessment lien as provided in section 88.861. Notwithstanding the provisions of this subsection and section 67.1541 to the contrary, the county collector may, upon certification by the district for collection, add each special assessment to the annual real estate tax bill for the property and collect the assessment in the same manner the collector uses for real estate taxes. Any special assessment remaining unpaid on the first day of January annually is delinquent and enforcement of collection of the delinquent bill by the county collector shall be governed by the laws concerning delinquent and back taxes. The lien may be foreclosed in the same manner as a tax upon real property by land tax sale under chapter 140 or, if applicable to that county, chapter 141.

6. A separate fund or account shall be created by the district for each special assessment levied and each fund or account shall be identifiable by a suitable title. The proceeds of such assessments shall be credited to such fund or account. Such fund or account shall be used solely to pay the costs incurred in undertaking the specified service or project.

7. Upon completion of the specified service or project or both, the balance remaining in the fund or account established for such specified service or project or both shall be returned or credited against the amount of the original assessment of each parcel of property pro rata based on the method of assessment of such special assessment.

8. Any funds in a fund or account created pursuant to this section which are not needed for current expenditures may be invested by the board in accordance with applicable laws relating to the investment of funds of the city in which the district is located.

9. The authority of the district to levy special assessments shall be independent of the limitations and authorities of the municipality in which it is located; specifically, the provisions of section 88.812 shall not apply to any district.

10. Notwithstanding any other provision of this section to the contrary, all property owned by an entity that is exempt from taxation under 26 U.S.C. Section 501(c), as amended, shall be exempt from any property tax or special assessment levied by a district.

67.2677. 1. For purposes of sections 67.2675 to 67.2714, the following terms mean:

(1) "Cable operator", as defined in 47 U.S.C. Section 522(5);

(2) "Cable system", as defined in 47 U.S.C. Section 522(7);

(3) "Franchise", an initial authorization, or renewal of an authorization, issued by a franchising entity, regardless of whether the authorization is designated as a franchise, permit, license, resolution, contract, certificate, agreement, or otherwise, that authorizes the provision of video service and any affiliated or subsidiary agreements related to such authorization;

(4) "Franchise area", the total geographic area authorized to be served by an incumbent cable operator in a political subdivision as of August 28, 2007, or, in the case of an incumbent local exchange carrier, as such term is defined in 47 U.S.C. Section 251(h), or affiliate thereof, the area within such political subdivision in which such carrier provides telephone exchange service;

(5) "Franchise entity", a political subdivision that was entitled to require franchises and impose fees on cable operators on the day before the effective date of sections 67.2675 to 67.2714, provided that only one political subdivision may be a franchise entity with regard to a geographic area;

(6) (a) "Gross revenues", limited to amounts billed to video service subscribers for the following:

a. Recurring charges for video service; and

b. Event-based charges for video service, including but not limited to pay-per-view and video-on-demand charges;

(b) "Gross revenues" do not include:

a. Discounts, refunds, and other price adjustments that reduce the amount of compensation received by an entity holding a video service authorization;

b. Uncollectibles;

c. Late payment fees;

d. Amounts billed to video service subscribers to recover taxes, fees, or surcharges imposed on video service subscribers or video service providers in connection with the provision of video services, including the video service provider fee authorized by this section;

e. Fees or other contributions for PEG or I-Net support;

f. Charges for services other than video service that are aggregated or bundled with amounts billed to video service subscribers, if the entity holding a video service authorization reasonably can identify such charges on books and records kept in the regular course of business or by other reasonable means;

g. Rental of set top boxes, modems, or other equipment used to provide or facilitate the provision of video service;

h. Service charges related to the provision of video service including, but not limited to, activation, installation, repair, and maintenance charges;

i. Administrative charges related to the provision of video service including, but not limited to, service order and service termination charges; or

j. A pro rata portion of all revenue derived from advertising, less refunds, rebates, or discounts;

(c) Except with respect to the exclusion of the video service provider fee, gross revenues shall be computed in accordance with generally accepted accounting principles;

(7) "Household", an apartment, a house, a mobile home, or any other structure or part of a structure intended for residential occupancy as separate living quarters;

(8) "Incumbent cable operator", the cable service provider serving cable subscribers in a particular franchise area on September 1, 2007;

(9) "Low-income household", a household with an average annual household income of less than thirty-five thousand dollars;

(10) "Person", an individual, partnership, association, organization, corporation, trust, or government entity;

(11) "Political subdivision", a city, town, village, county;

(12) "Public right-of-way", the area of real property in which a political subdivision has a dedicated or acquired right-of-way interest in the real property, including the area on, below, or above the present and future streets, alleys, avenues, roads, highways, parkways, or boulevards dedicated or acquired as right-of-way and utility easements dedicated for compatible uses. The term does not include the airwaves above a right-of-way with regard to wireless telecommunications or other nonwire telecommunications or broadcast service;

(13) "Video programming", programming provided by, or generally considered comparable to programming provided by, a television broadcast station, as set forth in 47 U.S.C. Section 522(20);

(14) "Video service", the provision, **by a video service provider**, of video programming provided through wireline facilities located at least in part in the public right-of-way without regard to delivery technology, including internet protocol technology whether provided as part of a tier, on demand, or a per-channel basis. This definition includes cable service as defined by 47 U.S.C. Section 522(6), but does not include any video programming provided by a commercial mobile service provider defined in 47 U.S.C. Section 332(d), or any video programming [provided solely as part of and] **accessed** via a service that enables users to access content, information, electronic mail, or other services offered over the [public] internet, **including streaming content**;

(15) "Video service authorization", the right of a video service provider or an incumbent cable operator that secures permission from the public service commission pursuant to sections 67.2675 to 67.2714, to offer video service to subscribers in a political subdivision;

(16) "Video service network", wireline facilities, or any component thereof, located at least in part in the public right-of-way that deliver video service, without regard to delivery technology, including internet protocol technology or any successor technology. The term video service network shall include cable systems;

(17) "Video service provider", any person that distributes video service through a video service network pursuant to a video service authorization;

(18) "Video service provider fee", the fee imposed under section 67.2689.

2. [The repeal and reenactment of] This section shall [become] **remain** effective **after** August 28, 2023."; and

Further amend said bill, Page 49, Section 105.145, Line 88, by inserting after said section and line the following:

"137.067. Notwithstanding any provision of law to the contrary, any ballot measure seeking approval to add, change, or modify a tax on real property shall express the effect of the proposed change within the ballot language in terms of the change in real dollars owed per one hundred thousand dollars of a property's market valuation.

137.073. 1. As used in this section, the following terms mean:

(1) "General reassessment", changes in value, entered in the assessor's books, of a substantial portion of the parcels of real property within a county resulting wholly or partly from reappraisal of value or other actions of the assessor or county equalization body or ordered by the state tax commission or any court;

(2) "Tax rate", "rate", or "rate of levy", singular or plural, includes the tax rate for each purpose of taxation of property a taxing authority is authorized to levy without a vote and any tax rate authorized by election, including bond interest and sinking fund;

(3) "Tax rate ceiling", a tax rate as revised by the taxing authority to comply with the provisions of this section or when a court has determined the tax rate; except that, other provisions of law to the contrary notwithstanding, a school district may levy the operating levy for school purposes required for the current year pursuant to subsection 2 of section 163.021, less all adjustments required pursuant to Article X, Section 22 of the Missouri Constitution, if such tax rate does not exceed the highest tax rate in effect subsequent to the 1980 tax year. This is the maximum tax rate that may be levied, unless a higher tax rate ceiling is approved by voters of the political subdivision as provided in this section;

(4) "Tax revenue", when referring to the previous year, means the actual receipts from ad valorem levies on all classes of property, including state-assessed property, in the immediately preceding fiscal year of the political subdivision, plus an allowance for taxes billed but not collected in the fiscal year and plus an additional allowance for the revenue which would have been collected from property which was annexed by such political subdivision but which was not previously used in determining tax revenue pursuant to this section. The term "tax revenue" shall not include any receipts from ad valorem levies on

any property of a railroad corporation or a public utility, as these terms are defined in section 386.020, which were assessed by the assessor of a county or city in the previous year but are assessed by the state tax commission in the current year. All school districts and those counties levying sales taxes pursuant to chapter 67 shall include in the calculation of tax revenue an amount equivalent to that by which they reduced property tax levies as a result of sales tax pursuant to section 67.505 and section 164.013 or as excess home dock city or county fees as provided in [subsection 4 of] section 313.820 in the immediately preceding fiscal year but not including any amount calculated to adjust for prior years. For purposes of political subdivisions which were authorized to levy a tax in the prior year but which did not levy such tax or levied a reduced rate, the term "tax revenue", as used in relation to the revision of tax levies mandated by law, shall mean the revenues equal to the amount that would have been available if the voluntary rate reduction had not been made.

2. Whenever changes in assessed valuation are entered in the assessor's books for any personal property, in the aggregate, or for any subclass of real property as such subclasses are established in Section 4(b) of Article X of the Missouri Constitution and defined in section 137.016, the county clerk in all counties and the assessor of St. Louis City shall notify each political subdivision wholly or partially within the county or St. Louis City of the change in valuation of each subclass of real property, individually, and personal property, in the aggregate, exclusive of new construction and improvements. All political subdivisions shall immediately revise the applicable rates of levy for each purpose for each subclass of real property, individually, and personal property, in the aggregate, for which taxes are levied to the extent necessary to produce from all taxable property, exclusive of new construction and improvements, substantially the same amount of tax revenue as was produced in the previous year for each subclass of real property, individually, and personal property, in the aggregate, except that the rate shall not exceed the greater of the most recent voter-approved rate or the most recent voter-approved rate as adjusted under subdivision (2) of subsection 5 of this section. Any political subdivision that has received approval from voters for a tax increase after August 27, 2008, may levy a rate to collect substantially the same amount of tax revenue as the amount of revenue that would have been derived by applying the voter-approved increased tax rate ceiling to the total assessed valuation of the political subdivision as most recently certified by the city or county clerk on or before the date of the election in which such increase is approved, increased by the percentage increase in the consumer price index, as provided by law, except that the rate shall not exceed the greater of the most recent voter-approved rate or the most recent voter-approved rate as adjusted under subdivision (2) of subsection 5 of this section. Such tax revenue shall not include any receipts from ad valorem levies on any real property which was assessed by the assessor of a county or city in such previous year but is assessed by the assessor of a county or city in the current year in a different subclass of real property. Where the taxing authority is a school district for the purposes of revising the applicable rates of levy for each subclass of real property, the tax revenues from state-assessed railroad and utility property shall be apportioned and attributed to each subclass of real property based on the percentage of the total assessed valuation of the county that each subclass of real property represents in the current taxable year. As provided in Section 22 of Article X of the constitution, a political subdivision may also revise each levy to allow for inflationary assessment growth occurring within the political subdivision. The inflationary growth factor for any such subclass of real property or personal property shall be limited to the actual assessment growth in such subclass or class, exclusive of new construction and improvements, and exclusive of the assessed value on any real property which was assessed by the assessor of a county or city in the current year in a different subclass of real property, but not to exceed

the consumer price index or five percent, whichever is lower. Should the tax revenue of a political subdivision from the various tax rates determined in this subsection be different than the tax revenue that would have been determined from a single tax rate as calculated pursuant to the method of calculation in this subsection prior to January 1, 2003, then the political subdivision shall revise the tax rates of those subclasses of real property, individually, and/or personal property, in the aggregate, in which there is a tax rate reduction, pursuant to the provisions of this subsection. Such revision shall yield an amount equal to such difference and shall be apportioned among such subclasses of real property, individually, and/or personal property, in the aggregate, based on the relative assessed valuation of the class or subclasses of property experiencing a tax rate reduction. Such revision in the tax rates of each class or subclass shall be made by computing the percentage of current year adjusted assessed valuation of each class or subclass with a tax rate reduction to the total current year adjusted assessed valuation of the class or subclasses with a tax rate reduction, multiplying the resulting percentages by the revenue difference between the single rate calculation and the calculations pursuant to this subsection and dividing by the respective adjusted current year assessed valuation of each class or subclass to determine the adjustment to the rate to be levied upon each class or subclass of property. The adjustment computed herein shall be multiplied by one hundred, rounded to four decimals in the manner provided in this subsection, and added to the initial rate computed for each class or subclass of property. For school districts that levy separate tax rates on each subclass of real property and personal property in the aggregate, if voters approved a ballot before January 1, 2011, that presented separate stated tax rates to be applied to the different subclasses of real property and personal property in the aggregate, or increases the separate rates that may be levied on the different subclasses of real property and personal property in the aggregate by different amounts, the tax rate that shall be used for the single tax rate calculation shall be a blended rate, calculated in the manner provided under subdivision (1) of subsection 6 of this section. Notwithstanding any provision of this subsection to the contrary, no revision to the rate of levy for personal property shall cause such levy to increase over the levy for personal property from the prior year.

3. (1) Where the taxing authority is a school district, it shall be required to revise the rates of levy to the extent necessary to produce from all taxable property, including state-assessed railroad and utility property, which shall be separately estimated in addition to other data required in complying with section 164.011, substantially the amount of tax revenue permitted in this section. In the year following tax rate reduction, the tax rate ceiling may be adjusted to offset such district's reduction in the apportionment of state school moneys due to its reduced tax rate. However, in the event any school district, in calculating a tax rate ceiling pursuant to this section, requiring the estimating of effects of state-assessed railroad and utility valuation or loss of state aid, discovers that the estimates used result in receipt of excess revenues, which would have required a lower rate if the actual information had been known, the school district shall reduce the tax rate ceiling in the following year to compensate for the excess receipts, and the recalculated rate shall become the tax rate ceiling for purposes of this section.

(2) For any political subdivision which experiences a reduction in the amount of assessed valuation relating to a prior year, due to decisions of the state tax commission or a court pursuant to sections 138.430 to 138.433, or due to clerical errors or corrections in the calculation or recordation of any assessed valuation:

(a) Such political subdivision may revise the tax rate ceiling for each purpose it levies taxes to compensate for the reduction in assessed value occurring after the political subdivision calculated the tax

rate ceiling for the particular subclass of real property or for personal property, in the aggregate, in a prior year. Such revision by the political subdivision shall be made at the time of the next calculation of the tax rate for the particular subclass of real property or for personal property, in the aggregate, after the reduction in assessed valuation has been determined and shall be calculated in a manner that results in the revised tax rate ceiling being the same as it would have been had the corrected or finalized assessment been available at the time of the prior calculation;

(b) In addition, for up to three years following the determination of the reduction in assessed valuation as a result of circumstances defined in this subdivision, such political subdivision may levy a tax rate for each purpose it levies taxes above the revised tax rate ceiling provided in paragraph (a) of this subdivision to recoup any revenues it was entitled to receive had the corrected or finalized assessment been available at the time of the prior calculation.

4. (1) In order to implement the provisions of this section and Section 22 of Article X of the Constitution of Missouri, the term improvements shall apply to both real and personal property. In order to determine the value of new construction and improvements, each county assessor shall maintain a record of real property valuations in such a manner as to identify each year the increase in valuation for each political subdivision in the county as a result of new construction and improvements. The value of new construction and improvements shall include the additional assessed value of all improvements or additions to real property which were begun after and were not part of the prior year's assessment, except that the additional assessed value of all improvements or additions to real property which had been totally or partially exempt from ad valorem taxes pursuant to sections 99.800 to 99.865, sections 135.200 to 135.255, and section 353.110 shall be included in the value of new construction and improvements when the property becomes totally or partially subject to assessment and payment of all ad valorem taxes. The aggregate increase in valuation of personal property for the current year over that of the previous year is the equivalent of the new construction and improvements factor for personal property. Notwithstanding any opt-out implemented pursuant to subsection 14 of section 137.115, the assessor shall certify the amount of new construction and improvements and the amount of assessed value on any real property which was assessed by the assessor of a county or city in such previous year but is assessed by the assessor of a county or city in the current year in a different subclass of real property separately for each of the three subclasses of real property for each political subdivision to the county clerk in order that political subdivisions shall have this information for the purpose of calculating tax rates pursuant to this section and Section 22, Article X, Constitution of Missouri. In addition, the state tax commission shall certify each year to each county clerk the increase in the general price level as measured by the Consumer Price Index for All Urban Consumers for the United States, or its successor publications, as defined and officially reported by the United States Department of Labor, or its successor agency. The state tax commission shall certify the increase in such index on the latest twelve-month basis available on February first of each year over the immediately preceding prior twelve-month period in order that political subdivisions shall have this information available in setting their tax rates according to law and Section 22 of Article X of the Constitution of Missouri. For purposes of implementing the provisions of this section and Section 22 of Article X of the Missouri Constitution, the term "property" means all taxable property, including state-assessed property.

(2) Each political subdivision required to revise rates of levy pursuant to this section or Section 22 of Article X of the Constitution of Missouri shall calculate each tax rate it is authorized to levy and, in

establishing each tax rate, shall consider each provision for tax rate revision provided in this section and Section 22 of Article X of the Constitution of Missouri, separately and without regard to annual tax rate reductions provided in section 67.505 and section 164.013. Each political subdivision shall set each tax rate it is authorized to levy using the calculation that produces the lowest tax rate ceiling. It is further the intent of the general assembly, pursuant to the authority of Section 10(c) of Article X of the Constitution of Missouri, that the provisions of such section be applicable to tax rate revisions mandated pursuant to Section 22 of Article X of the Constitution of Missouri as to reestablishing tax rates as revised in subsequent years, enforcement provisions, and other provisions not in conflict with Section 22 of Article X of the Constitution of Missouri. Annual tax rate reductions provided in section 67.505 and section 164.013 shall be applied to the tax rate as established pursuant to this section and Section 22 of Article X of the Constitution of Missouri, unless otherwise provided by law.

5. (1) In all political subdivisions, the tax rate ceiling established pursuant to this section shall not be increased unless approved by a vote of the people. Approval of the higher tax rate shall be by at least a majority of votes cast. When a proposed higher tax rate requires approval by more than a simple majority pursuant to any provision of law or the constitution, the tax rate increase must receive approval by at least the majority required.

(2) When voters approve an increase in the tax rate, the amount of the increase shall be added to the tax rate ceiling as calculated pursuant to this section to the extent the total rate does not exceed any maximum rate prescribed by law. If a ballot question presents a stated tax rate for approval rather than describing the amount of increase in the question, the stated tax rate approved shall be adjusted as provided in this section and, so adjusted, shall be the current tax rate ceiling. The increased tax rate ceiling as approved shall be adjusted such that when applied to the current total assessed valuation of the political subdivision, excluding new construction and improvements since the date of the election approving such increase, the revenue derived from the adjusted tax rate ceiling is equal to the sum of: the amount of revenue which would have been derived by applying the voter-approved increased tax rate ceiling to total assessed valuation of the political subdivision, as most recently certified by the city or county clerk on or before the date of the election in which such increase is approved, increased by the percentage increase in the consumer price index, as provided by law. Such adjusted tax rate ceiling may be applied to the total assessed valuation of the political subdivision at the setting of the next tax rate. If a ballot question presents a phased-in tax rate increase, upon voter approval, each tax rate increase shall be adjusted in the manner prescribed in this section to yield the sum of: the amount of revenue that would be derived by applying such voter-approved increased rate to the total assessed valuation, as most recently certified by the city or county clerk on or before the date of the election in which such increase was approved, increased by the percentage increase in the consumer price index, as provided by law, from the date of the election to the time of such increase and, so adjusted, shall be the current tax rate ceiling.

(3) **The provisions of subdivision (2) of this subsection notwithstanding, if prior to the expiration of a temporary levy increase, voters approve a subsequent levy increase, the new tax rate ceiling shall remain in effect only until such time as the temporary levy expires under the terms originally approved by a vote of the people, at which time the tax rate ceiling shall be decreased by the amount of the temporary levy increase. If, prior to the expiration of a temporary levy increase, voters of a political subdivision are asked to approve an additional, permanent increase to the political**

subdivision's tax rate ceiling, voters shall be submitted ballot language that clearly indicates that if the permanent levy increase is approved, the temporary levy shall be made permanent.

(4) The governing body of any political subdivision may levy a tax rate lower than its tax rate ceiling and may, in a nonreassessment year, increase that lowered tax rate to a level not exceeding the tax rate ceiling without voter approval in the manner provided under subdivision [(4)] (5) of this subsection. Nothing in this section shall be construed as prohibiting a political subdivision from voluntarily levying a tax rate lower than that which is required under the provisions of this section or from seeking voter approval of a reduction to such political subdivision's tax rate ceiling.

[(4)] (5) In a year of general reassessment, a governing body whose tax rate is lower than its tax rate ceiling shall revise its tax rate pursuant to the provisions of subsection 4 of this section as if its tax rate was at the tax rate ceiling. In a year following general reassessment, if such governing body intends to increase its tax rate, the governing body shall conduct a public hearing, and in a public meeting it shall adopt an ordinance, resolution, or policy statement justifying its action prior to setting and certifying its tax rate. The provisions of this subdivision shall not apply to any political subdivision which levies a tax rate lower than its tax rate ceiling solely due to a reduction required by law resulting from sales tax collections. The provisions of this subdivision shall not apply to any political subdivision which has received voter approval for an increase to its tax rate ceiling subsequent to setting its most recent tax rate.

(6) (a) As used in this subdivision, the following terms mean:

a. "Current tax rate ceiling", the tax rate ceiling in effect before the voters approve a higher tax rate;

b. "Increased tax rate ceiling", the new tax rate ceiling in effect after the voters approve a higher tax rate.

(b) Notwithstanding any other provision of law to the contrary, when the required majority of voters in a political subdivision passes an increase in the political subdivision's tax rate, the political subdivision shall use the current tax rate ceiling and the increase approved by the voters in establishing the rates of levy for the tax year immediately following the election.

(c) If the assessed valuation of real property in such political subdivision is reduced in such tax year immediately following the election, such political subdivision may raise its rates of levy so that the revenue received from its local real property tax rates equals the amount the political subdivision would have received from the increased rates of levy had there been no reduction in the assessed valuation of real property in the political subdivision.

(d) Using the increased tax rate ceiling shall be revenue neutral as required in Article X, Section 22 of the Constitution of Missouri.

6. (1) For the purposes of calculating state aid for public schools pursuant to section 163.031, each taxing authority which is a school district shall determine its proposed tax rate as a blended rate of the classes or subclasses of property. Such blended rate shall be calculated by first determining the total tax revenue of the property within the jurisdiction of the taxing authority, which amount shall be equal to the sum of the products of multiplying the assessed valuation of each class and subclass of property by the corresponding tax rate for such class or subclass, then dividing the total tax revenue by the total assessed

valuation of the same jurisdiction, and then multiplying the resulting quotient by a factor of one hundred. Where the taxing authority is a school district, such blended rate shall also be used by such school district for calculating revenue from state-assessed railroad and utility property as defined in chapter 151 and for apportioning the tax rate by purpose.

(2) Each taxing authority proposing to levy a tax rate in any year shall notify the clerk of the county commission in the county or counties where the tax rate applies of its tax rate ceiling and its proposed tax rate. Each taxing authority shall express its proposed tax rate in a fraction equal to the nearest one-tenth of a cent, unless its proposed tax rate is in excess of one dollar, then one/one-hundredth of a cent. If a taxing authority shall round to one/one-hundredth of a cent, it shall round up a fraction greater than or equal to five/one-thousandth of one cent to the next higher one/one-hundredth of a cent; if a taxing authority shall round to one-tenth of a cent, it shall round up a fraction greater than or equal to five/one-hundredths of a cent to the next higher one-tenth of a cent. Any taxing authority levying a property tax rate shall provide data, in such form as shall be prescribed by the state auditor by rule, substantiating such tax rate complies with Missouri law. All forms for the calculation of rates pursuant to this section shall be promulgated as a rule and shall not be incorporated by reference. The state auditor shall promulgate rules for any and all forms for the calculation of rates pursuant to this section which do not currently exist in rule form or that have been incorporated by reference. In addition, each taxing authority proposing to levy a tax rate for debt service shall provide data, in such form as shall be prescribed by the state auditor by rule, substantiating the tax rate for debt service complies with Missouri law. A tax rate proposed for annual debt service requirements will be prima facie valid if, after making the payment for which the tax was levied, bonds remain outstanding and the debt fund reserves do not exceed the following year's payments. The county clerk shall keep on file and available for public inspection all such information for a period of three years. The clerk shall, within three days of receipt, forward a copy of the notice of a taxing authority's tax rate ceiling and proposed tax rate and any substantiating data to the state auditor. The state auditor shall, within fifteen days of the date of receipt, examine such information and return to the county clerk his or her findings as to compliance of the tax rate ceiling with this section and as to compliance of any proposed tax rate for debt service with Missouri law. If the state auditor believes that a taxing authority's proposed tax rate does not comply with Missouri law, then the state auditor's findings shall include a recalculated tax rate, and the state auditor may request a taxing authority to submit documentation supporting such taxing authority's proposed tax rate. The county clerk shall immediately forward a copy of the auditor's findings to the taxing authority and shall file a copy of the findings with the information received from the taxing authority. The taxing authority shall have fifteen days from the date of receipt from the county clerk of the state auditor's findings and any request for supporting documentation to accept or reject in writing the rate change certified by the state auditor and to submit all requested information to the state auditor. A copy of the taxing authority's acceptance or rejection and any information submitted to the state auditor shall also be mailed to the county clerk. If a taxing authority rejects a rate change certified by the state auditor and the state auditor does not receive supporting information which justifies the taxing authority's original or any subsequent proposed tax rate, then the state auditor shall refer the perceived violations of such taxing authority to the attorney general's office and the attorney general is authorized to obtain injunctive relief to prevent the taxing authority from levying a violative tax rate.

(3) In the event that the taxing authority incorrectly completes the forms created and promulgated under subdivision (2) of this subsection, or makes a clerical error, the taxing authority may submit

amended forms with an explanation for the needed changes. If such amended forms are filed under regulations prescribed by the state auditor, the state auditor shall take into consideration such amended forms for the purposes of this subsection.

7. No tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

8. Whenever a taxpayer has cause to believe that a taxing authority has not complied with the provisions of this section, the taxpayer may make a formal complaint with the prosecuting attorney of the county. Where the prosecuting attorney fails to bring an action within ten days of the filing of the complaint, the taxpayer may bring a civil action pursuant to this section and institute an action as representative of a class of all taxpayers within a taxing authority if the class is so numerous that joinder of all members is impracticable, if there are questions of law or fact common to the class, if the claims or defenses of the representative parties are typical of the claims or defenses of the class, and if the representative parties will fairly and adequately protect the interests of the class. In any class action maintained pursuant to this section, the court may direct to the members of the class a notice to be published at least once each week for four consecutive weeks in a newspaper of general circulation published in the county where the civil action is commenced and in other counties within the jurisdiction of a taxing authority. The notice shall advise each member that the court will exclude him or her from the class if he or she so requests by a specified date, that the judgment, whether favorable or not, will include all members who do not request exclusion, and that any member who does not request exclusion may, if he or she desires, enter an appearance. In any class action brought pursuant to this section, the court, in addition to the relief requested, shall assess against the taxing authority found to be in violation of this section the reasonable costs of bringing the action, including reasonable attorney's fees, provided no attorney's fees shall be awarded any attorney or association of attorneys who receive public funds from any source for their services. Any action brought pursuant to this section shall be set for hearing as soon as practicable after the cause is at issue.

9. If in any action, including a class action, the court issues an order requiring a taxing authority to revise the tax rates as provided in this section or enjoins a taxing authority from the collection of a tax because of its failure to revise the rate of levy as provided in this section, any taxpayer paying his or her taxes when an improper rate is applied has erroneously paid his or her taxes in part, whether or not the taxes are paid under protest as provided in section 139.031 or otherwise contested. The part of the taxes paid erroneously is the difference in the amount produced by the original levy and the amount produced by the revised levy. The township or county collector of taxes or the collector of taxes in any city shall refund the amount of the tax erroneously paid. The taxing authority refusing to revise the rate of levy as provided in this section shall make available to the collector all funds necessary to make refunds pursuant to this subsection. No taxpayer shall receive any interest on any money erroneously paid by him or her pursuant to this subsection. Effective in the 1994 tax year, nothing in this section shall be construed to require a taxing authority to refund any tax erroneously paid prior to or during the third tax year preceding the current tax year.

10. Any rule or portion of a rule, as that term is defined in section 536.010, that is created under the authority delegated in this section shall become effective only if it complies with and is subject to all of the provisions of chapter 536 and, if applicable, section 536.028. This section and chapter 536 are nonseverable and if any of the powers vested with the general assembly pursuant to chapter 536 to review,

to delay the effective date, or to disapprove and annul a rule are subsequently held unconstitutional, then the grant of rulemaking authority and any rule proposed or adopted after August 28, 2004, shall be invalid and void."; and

Further amend said bill, Page 58, Section 238.222, Line 39, by inserting after said section and line the following:

"238.225. 1. Before construction or funding of any project the district shall submit the proposed project to the commission for its prior approval, **and approval of such project shall be by at least a two-thirds majority vote if the funding mechanism of the project includes a sales tax.** If the commission by minute finds that the project will improve or is a necessary or desirable extension of the state highways and transportation system, the commission may preliminarily approve the project subject to the district providing plans and specifications for the proposed project and making any revisions in the plans and specifications required by the commission and the district and commission entering into a mutually satisfactory agreement regarding development and future maintenance of the project. After such preliminary approval, the district may impose and collect such taxes and assessments as may be included in the commission's preliminary approval. After the commission approves the final construction plans and specifications, the district shall obtain prior commission approval of any modification of such plans or specifications.

2. If the proposed project is not intended to be merged into the state highways and transportation system under the commission's jurisdiction, the district shall also submit the proposed project and proposed plans and specifications to the local transportation authority that will become the owner of the project for its prior approval **which shall be by at least a two-thirds majority vote if the funding mechanism of the project includes a sales tax.**

3. In those instances where a local transportation authority is required to approve a project and the commission determines that it has no direct interest in that project, the commission may decline to consider the project. Approval of the project shall then vest exclusively with the local transportation authority subject to the district making any revisions in the plans and specifications required by the local transportation authority and the district and the local transportation authority entering into a mutually satisfactory agreement regarding development and future maintenance of the project. After the local transportation authority approves the final construction plans and specifications, **by a two-thirds vote if the proposed project is to be funded by a sales tax,** the district shall obtain prior approval of the local transportation authority before modifying such plans or specifications.

4. Notwithstanding any provision of this section to the contrary, this section shall not apply to any district whose project is a public mass transportation system.

5. Notwithstanding any provision of this section to the contrary, nothing in this section shall affect a vote of the people pursuant to the provisions of section 238.230.

238.230. 1. If approved by:

(1) A majority of the qualified voters voting on the question in the district; or

(2) The owners of record of all of the real property located within the district who shall indicate their approval by signing a special assessment petition;

the district may make one or more special assessments for those project improvements which specially benefit the properties within the district. Improvements which may confer special benefits within a district include but are not limited to improvements which are intended primarily to serve traffic originating or ending within the district, to reduce local traffic congestion or circuitry of travel, or to improve the safety of motorists or pedestrians within the district.

2. The ballot question shall be substantially in the following form:

Shall the _____ Transportation Development District be authorized to levy special assessments against property benefitted within the district for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary), said special assessments to be levied ratably against each tract, lot or parcel of property within the district which is benefitted by such project in proportion to the (insert method of allocating special assessments), in an amount not to exceed \$ _____ per annum per (insert unit of measurement)?

3. The special assessment petition shall be substantially in the following form:

The _____ Transportation Development District shall be authorized to levy special assessments against property benefitted within the district for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary), said special assessments to be levied pro rata against each tract, lot or parcel or property within the district which is benefitted by such project in proportion to the (insert method of allocating special assessments), in an amount not to exceed \$ _____ per annum per (insert unit of measurement).

4. If a proposal for making a special assessment fails, the district board of directors may, with the prior approval of the commission or the local transportation authority which will assume ownership of the completed project, delete from the project any portion which was to be funded by special assessment and which is not otherwise required for project integrity.

5. A district may establish different classes or subclasses of real property within the district for purposes of levying differing rates of special assessments. The levy rate for special assessments may vary for each class or subclass of real property based on the level of benefit derived by each class or subclass from projects funded by the district.

6. Notwithstanding any other provision of this section to the contrary, all property owned by an entity that is exempt from taxation under 26 U.S.C. Section 501(c), as amended, shall be exempt from any special assessment levied by a district under this section.

238.232. 1. If approved by at least four-sevenths of the qualified voters voting on the question in the district, the district may impose a property tax in an amount not to exceed the annual rate of ten cents on the hundred dollars assessed valuation. The district board may levy a property tax rate lower than its approved tax rate ceiling and may increase that lowered tax rate to a level not exceeding the tax rate ceiling without voter approval. The property tax shall be uniform throughout the district.

2. The ballot of submission shall be substantially in the following form:

Shall the _____ Transportation Development District impose a property tax upon all real and tangible personal property within the district at a rate of not more than _____ (insert amount) cents per hundred dollars assessed valuation for the purpose of providing revenue for the development of a project (or projects) in the district (insert general description of the project or projects, if necessary)?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

3. The county collector of each county in which the district is partially or entirely located shall collect the property taxes and special benefit assessments made upon all real property and tangible personal property within that county and the district, in the same manner as other property taxes are collected.

4. Every county collector having collected or received district property taxes shall, on or before the fifteenth day of each month and after deducting his commissions, remit to the treasurer of that district the amount collected or received by him prior to the first day of the month. Upon receipt of such money, the district treasurer shall execute a receipt therefor, which he shall forward or deliver to the collector. The district treasurer shall deposit such sums into the district treasury, credited to the appropriate project or purpose. The collector and district treasurer shall make final settlement of the district account and commissions owing, not less than once each year, if necessary.

5. Notwithstanding any other provision of this section to the contrary, all property owned by an entity that is exempt from taxation under 26 U.S.C. Section 501(c), as amended, shall be exempt from any property tax levied by a district under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

HOUSE AMENDMENT NO. 4

Amend House Substitute for House Committee Substitute for Senate Bill No. 1363, Page 25, Section 67.461, Line 22, by inserting after all of said section and line the following:

"67.547. 1. In addition to the tax authorized by section 67.505, any county as defined in section 67.750 may, by a majority vote of its governing body, impose an additional county sales tax on all sales which are subject to taxation under the provisions of sections 144.010 to 144.525. The tax authorized by this section shall be in addition to any and all other sales tax allowed by law; except that no ordinance or order imposing a sales tax under the provisions of this section shall be effective unless the governing body of the county submits to the voters of the county, at a county or state general, primary or special election, a proposal to authorize the governing body of the county to impose such tax.

2. The ballot of submission shall contain, but need not be limited to the following language:

Shall the county of _____ (county's name) impose a countywide sales tax of _____ (insert rate) percent for the purpose of _____ (insert purpose)?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the ordinance or order and any amendments thereto shall be in effect. If a majority of the votes cast by the qualified voters voting are opposed to the proposal, then the governing body of the county shall have no power to impose the sales tax as herein authorized unless and until the governing body of the county submits another proposal to authorize the governing body of the county to impose the sales tax under the provisions of this section and such proposal is approved by a majority of the qualified voters voting thereon. A county shall not submit to the voters a proposed sales tax under this section for a period of two years from the date of an election in which the county previously submitted to the voters a proposed sales tax under this section, regardless of whether the initial proposed sales tax was approved or disapproved by the voters. The revenue collected from the sales tax authorized under this section shall only be used for the purpose approved by voters of the county.

3. (1) The sales tax may be imposed at a rate of one-eighth of one percent, one-fourth of one percent, three-eighths of one percent, or one-half of one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within any county adopting such tax if such property and services are subject to taxation by the state of Missouri under the provisions of sections 144.010 to 144.525.

(2) In any city not within a county or any county described in subsection 5 of this section, no sales tax for the purpose of funding zoological activities and zoological facilities as those terms are defined in section 184.500 shall exceed a rate of one-eighth of one percent unless the sales tax was levied and collected before August 28, 2017.

[Beginning August 28, 2017] (3) (a) **Except as provided in paragraph (b) of this subdivision**, no county shall submit to the voters any proposal that results in a combined rate of sales taxes adopted under this section in excess of one percent.

(b) **Beginning August 28, 2024, the governing body of a county with more than eight thousand but fewer than eight thousand nine hundred inhabitants and with a county seat with more than seven hundred thirty but fewer than eight hundred inhabitants may not submit to the voters any proposal that results in a combined rate of sales taxes adopted under this section in excess of one and one-half percent and, if such a county submits to the voters any proposal that results in a combined rate of sales taxes adopted under section in excess of one percent but under one and one-half percent, such a proposal shall be for no purpose other than providing funding for law**

enforcement. A county election for a sales tax for law enforcement purposes conducted during the November 8, 2022, general election shall be deemed in compliance with state law if the aggregate sales tax under this section is not in excess of one and one-half percent.

4. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section.

5. In any first class county having a charter form of government and having a population of nine hundred thousand or more, the proceeds of the sales tax authorized by this section shall be distributed so that an amount equal to three-eighths of the proceeds of the tax shall be distributed to the county and the remaining five-eighths shall be distributed to the cities, towns and villages and the unincorporated area of the county on the ratio that the population of each bears to the total population of the county. Three-eighths of the tax rate adopted by such a county shall be included in the calculation of the county's **one and one-half** percent combined tax rate ceiling provided in subsection 3 of this section. The population of each city, town or village and the unincorporated area of the county and the total population of the county shall be determined on the basis of the most recent federal decennial census. The provisions of this subsection shall not apply if the revenue collected is used to support zoological activities of the zoological subdistrict as defined under section 184.352.

6. Except as prohibited under section 184.353, residents of any county that does not adopt a sales tax under this section for the purpose of supporting zoological activities may be charged an admission fee for zoological facilities, programs, or events that are not part of the zoological subdistrict defined under subdivision (15) of section 184.352 as of August 28, 2017.

7. In any county of the second classification with more than nineteen thousand seven hundred but fewer than nineteen thousand eight hundred inhabitants, the proceeds of the sales tax authorized by this section shall be distributed so that an amount equal to three-fourths of the proceeds of the tax shall be distributed to the county and the remaining one-fourth shall be distributed equally among the incorporated cities, towns, and villages of the county. Upon request from any city, town, or village within the county, the county shall make available for inspection the distribution report provided to the county by the department of revenue. Any expenses incurred by the county in supplying such report to a city, town, or village shall be paid by such city, town, or village.

8. In any first class county having a charter form of government and having a population of nine hundred thousand or more, no tax shall be imposed pursuant to this section for the purpose of funding in whole or in part the construction, operation or maintenance of a sports stadium, field house, indoor or outdoor recreational facility, center, playing field, parking facility or anything incidental or necessary to a complex suitable for any type of professional sport or recreation, either upon, above or below the ground.

9. No county in this state, other than a county with a charter form of government and with more than nine hundred fifty thousand inhabitants and a city not within a county, shall impose a tax under this section for the purpose of funding in whole or in part the construction, operation, or maintenance of any zoological activities, zoological facilities, zoological organizations, the metropolitan zoological park and museum district as created under section 184.350, or any zoological boards.

10. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county for erroneous payments and overpayments made, and may redeem

dishonored checks and drafts deposited to the credit of such counties. If any county abolishes the tax, the county shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county, the director of revenue shall remit the balance in the account to the county and close the account of that county. The director of revenue shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

11. No revenue received from a tax for the purpose of funding zoological activities in any county shall be used for the benefit of any entity that has ever been named Grant's Farm or is located at ten thousand five hundred one Gravois Road, Saint Louis, Missouri, or successor address, or to supplant any funding received from the metropolitan zoological park and museum district established under section 184.350.

67.582. 1. The governing body of any county, except a county of the first class with a charter form of government with a population of greater than four hundred thousand inhabitants, is hereby authorized to impose, by ordinance or order, a sales tax in the amount of up to [one-half of] one percent on all retail sales made in such county which are subject to taxation under the provisions of sections 144.010 to 144.525 for the purpose of providing law enforcement services for such county. The tax authorized by this section shall be in addition to any and all other sales taxes allowed by law, except that no ordinance or order imposing a sales tax under the provisions of this section shall be effective unless the governing body of the county submits to the voters of the county, at a county or state general, primary or special election, a proposal to authorize the governing body of the county to impose a tax.

2. The ballot of submission shall contain, but need not be limited to, the following language:

(1) If the proposal submitted involves only authorization to impose the tax authorized by this section the ballot shall contain substantially the following:

Shall the county of _____ (county's name) impose a countywide sales tax of _____ (insert amount) for the purpose of providing law enforcement services for the county?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO"; or

(2) If the proposal submitted involves authorization to enter into agreements to form a regional jail district and obligates the county to make payments from the tax authorized by this section the ballot shall contain substantially the following:

Shall the county of _____ (county's name) be authorized to enter into

agreements for the purpose of forming a regional jail district and obligating the county to impose a countywide sales tax of _____ (insert amount) to fund _____ dollars of the costs to construct a regional jail and to fund the costs to operate a regional jail, with any funds in excess of that necessary to construct and operate such jail to be used for law enforcement purposes?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES". If you are opposed to the question, place an "X" in the box opposite "NO".

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal submitted pursuant to subdivision (1) of this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second quarter immediately following the election approving the proposal. If the constitutionally required percentage of the voters voting thereon are in favor of the proposal submitted pursuant to subdivision (2) of this subsection, then the ordinance or order and any amendments thereto shall be in effect on the first day of the second quarter immediately following the election approving the proposal. If a proposal receives less than the required majority, then the governing body of the county shall have no power to impose the sales tax herein authorized unless and until the governing body of the county shall again have submitted another proposal to authorize the governing body of the county to impose the sales tax authorized by this section and such proposal is approved by the required majority of the qualified voters voting thereon. However, in no event shall a proposal pursuant to this section be submitted to the voters sooner than twelve months from the date of the last proposal pursuant to this section.

3. All revenue received by a county from the tax authorized under the provisions of this section shall be deposited in a special trust fund and shall be used solely for providing law enforcement services for such county for so long as the tax shall remain in effect. Revenue placed in the special trust fund may also be utilized for capital improvement projects for law enforcement facilities and for the payment of any interest and principal on bonds issued for said capital improvement projects.

4. Once the tax authorized by this section is abolished or is terminated by any means, all funds remaining in the special trust fund shall be used solely for providing law enforcement services for the county. Any funds in such special trust fund which are not needed for current expenditures may be invested by the governing body in accordance with applicable laws relating to the investment of other county funds.

5. All sales taxes collected by the director of revenue under this section on behalf of any county, less one percent for cost of collection which shall be deposited in the state's general revenue fund after payment of premiums for surety bonds as provided in section 32.087, shall be deposited in a special trust fund, which is hereby created, to be known as the "County Law Enforcement Sales Tax Trust Fund". The moneys in the county law enforcement sales tax trust fund shall not be deemed to be state funds and shall

not be commingled with any funds of the state. The director of revenue shall keep accurate records of the amount of money in the trust and which was collected in each county imposing a sales tax under this section, and the records shall be open to the inspection of officers of the county and the public. Not later than the tenth day of each month the director of revenue shall distribute all moneys deposited in the trust fund during the preceding month to the county which levied the tax; such funds shall be deposited with the county treasurer of each such county, and all expenditures of funds arising from the county law enforcement sales tax trust fund shall be by an appropriation act to be enacted by the governing body of each such county. Expenditures may be made from the fund for any law enforcement functions authorized in the ordinance or order adopted by the governing body submitting the law enforcement tax to the voters.

6. The director of revenue may authorize the state treasurer to make refunds from the amounts in the trust fund and credited to any county for erroneous payments and overpayments made, and may redeem dishonored checks and drafts deposited to the credit of such counties. If any county abolishes the tax, the county shall notify the director of revenue of the action at least ninety days prior to the effective date of the repeal and the director of revenue may order retention in the trust fund, for a period of one year, of two percent of the amount collected after receipt of such notice to cover possible refunds or overpayment of the tax and to redeem dishonored checks and drafts deposited to the credit of such accounts. After one year has elapsed after the effective date of abolition of the tax in such county, the director of revenue shall remit the balance in the account to the county and close the account of that county. The director of revenue shall notify each county of each instance of any amount refunded or any check redeemed from receipts due the county.

7. Except as modified in this section, all provisions of sections 32.085 and 32.087 shall apply to the tax imposed under this section."; and

Further amend said bill by amending the title, enacting clause, and intersectional references accordingly.

In which the concurrence of the Senate is respectfully requested.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

May 14, 2024

Kristina Martin
Secretary of Senate
201 W. Capitol Ave. Rm 325
Jefferson City, MO

Dear Mrs. Martin,

Pursuant to Senate Rule 31, I hereby establish the following interim committee: Committee on driving down the cost of healthcare. This committee shall study and make recommendations regarding prescription drug cost, medical cost transparency, surprise billing, organizations providing health insurance, and other healthcare costs issues.

Sen. Crawford, Chair
Sen. Fitzwater, Vice Chair
Sen. Trent
Sen. Ben Brown
Sen. Roberts

Sen. Mosley

This committee may solicit from agencies and individuals all information necessary to fulfill its obligations. This committee shall be staffed by Senate Research and Senate Appropriations and may hold public hearings at locations to be determined by the chair. With reasonable, actual, and necessary expenses of this committee shall be reimbursed by the Missouri Senate.

The Committee shall issue a report as to their findings and recommendations, as approved by a majority of the members of the committee, to the president pro tempore of the Missouri Senate no later than December 31, 2024, at which point the committee shall be dissolved.

Thank you for your attention to this matter.

Sincerely,



Caleb Rowden
President Pro Tem
Missouri State Senate

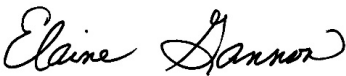
Senator Gannon submitted the following:

Kristina Martin
Secretary of Senate
201 W. Capitol Ave. Room 325

Dear Ms. Martin,

Pursuant to Rule 76, I request to be called on from my desk in lieu of standing, due to a temporary disability.

Thank you for your consideration,



Senator Elaine Gannon
District 3

INTRODUCTION OF GUESTS

Senator Bernskoetter introduced to the Senate, Hannah Froderman; Emmaline Harrington; Terry Froderman; Peter Froderman; and Shepherd Johnston.

On motion of Senator Bean, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-FIFTH DAY—THURSDAY, MAY 16, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
HB 1750-Haffner
HB 2075-Coleman

HB 2650-Haley
HCS#2 for HB 1936
HB 2571-McGaugh

SENATE BILLS FOR PERFECTION

1. SB 844-Bernskoetter
2. SB 768-Thompson Rehder, with SCS
3. SB 1266-Luetkemeyer, with SCS
4. SB 1379-Arthur
5. SB 1362-Crawford
6. SB 1155-Mosley
7. SB 1326-McCreery
8. SB 1277-Black
9. SB 884-Roberts, with SCS
10. SB 1393-O'Laughlin
11. SB 907-Carter
12. SB 869-Moon, et al
13. SB 1029-Moon
14. SB 753-Brown (16)
15. SB 826-Koenig

16. SB 789-Razer
17. SB 829-Rowden, with SCS
18. SB 969-Washington
19. SB 1099-Washington
20. SB 1468-Luetkemeyer, with SCS
21. SB 1200-Trent, with SCS
22. SB 1070-McCreery, with SCS
23. SB 817-Brown (26)
24. SB 1340-Bernskoetter
25. SB 819-Brown (26), with SCS
26. SB 812-Coleman
27. SB 1001-Koenig
28. SB 946-Thompson Rehder
29. SB 1374-Gannon
30. SB 1260-Gannon

HOUSE BILLS ON THIRD READING

1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight)
2. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight)
3. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight)
4. HB 2430-McGill (Schroer)
(In Fiscal Oversight)
5. HB 2082-Gregory (Crawford)

6. HB 2142-Baker (Eslinger)
(In Fiscal Oversight)
7. HCS for HBs 2628 & 2603, with SCS (Schroer)
8. HCS for HB 2065 (Hough)
9. HB 1516-Murphy (Trent)
(In Fiscal Oversight)
10. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight)
11. HCS for HB 2431, with SCS (Black)

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|---|--|
| 12. HCS HBs 2432, 2482 & 2543 (Luetkemeyer) | 21. HCS for HJR 68 & 79 (Cierpiot) |
| 13. HCS for HBs 2322 & 1774 (Trent) | (In Fiscal Oversight) |
| 14. HCS for HB 1775, with SCS (Crawford) | 22. HCS for HB 1564, with SCS (Gannon) |
| (In Fiscal Oversight) | (In Fiscal Oversight) |
| 15. HCS for HB 2688 (Thompson Rehder) | 23. HB 2084-Banderman, with SCS (Brown (26)) |
| 16. HCS for HBs 1818 & 2345 | 24. HCS for HB 2763 |
| (Thompson Rehder) | 25. HCS for HB 2153, with SCS (Bean) |
| 17. HCS for HBs 1948, 2066, 1721 & | (In Fiscal Oversight) |
| 2276 with SCS (Brown (16)) | 26. HJR 132-Hausman (Fitzwater) |
| 18. HCS for HB 2413 (Gannon) | (In Fiscal Oversight) |
| 19. HB 2170-Gregory, with SCS (Trent) | 27. HCS for HB 2797, with SCS (Fitzwater) |
| (In Fiscal Oversight) | (In Fiscal Oversight) |
| 20. HCS for HB 2064 & | 28. HCS for HJR 86, 72 & 119 (Trent) |
| HCS#2 for HB 1886, with SCS | (In Fiscal Oversight) |
| (Luetkemeyer) (In Fiscal Oversight) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 847-Hough, with SCS, SS for SCS & |
| SB 739-Cierpiot, with SS & SA 1 (pending) | SA 1 (pending) |
| SB 740-Cierpiot, with SCS, SS for SCS & | SB 848-Hough |
| SA 3 (pending) | SB 850-Brown (16) |
| SB 742-Arthur, with SS (pending) | SB 876-Bean, with SCS & SS for SCS |
| SB 745-Bernskoetter, with SS & SA 1 (pending) | (pending) |
| SB 750-Hough, with SCS & SA 1 (pending) | SB 903-Schroer |
| SB 757-O'Laughlin, with SCS | SB 936-Bernskoetter, with SCS & |
| SB 772-Gannon | SS for SCS (pending) |
| SB 778-Eslinger, with SS & SA 1 (pending) | SB 984-Schroer, with SS, SA 1 & |
| SB 782-Bean, with SCS, SS for SCS, SA 4 & | SA 1 to SA 1 (pending) |
| SSA 1 for SA 4, as amended (pending) | SB 1036-Razer and Rizzo, with SCS |
| SB 799-Fitzwater and Eigel, with SCS & | SBs 1168 & 810-Coleman, with SCS, |
| SS for SCS (pending) | SS for SCS, SA 2, SA 1 to SA 2 & |
| SB 801-Fitzwater, with SCS | point of order (pending) |
| SB 811-Coleman, with SCS, SS#2 for SCS & | SB 1199-Trent |
| SA 1 (pending) | SB 1207-Hoskins, with SS & SA 1 (pending) |
| SB 818-Brown (26) and Coleman, with SS & | SB 1375-Eslinger |
| SA 2 (pending) | SB 1391-Luetkemeyer, with SCS |
| SB 830-Rowden, with SS, SA 2 & | SB 1392-Trent |
| point of order (pending) | SB 1422-Black, with SCS |
| SB 845-Bernskoetter | |

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HCS for HB 1511 (Brown (26))
HCS for HB 1659, with SCS, SS for SCS &
SA 9, as amended (pending) (Luetkemeyer)

SS for HB 1713-Schnelting (Schroer)
(In Fiscal Oversight)
HCS for HB 2227 (Thompson Rehder)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 736-Crawford, with HCS, as amended
SS for SCS for SB 835-Crawford,
with HCS#2, as amended
SS for SB 898-Black, with HCS, as amended
SS for SB 900-Black, with HCS, as amended
SS#2 for SB 964-Razer and O'Laughlin,
with HCS#2, as amended
SS for SB 1298-Bean, with HA 1, HA 2,
HA 3, HA 4, HA 1 to HA 5, HA 5,
as amended, HA 1 to HA 6, HA 2 to HA 6,
HA 6, as amended, HA 1 to HA 7,
HA 2 to HA 7, HA 3 to HA 7, HA 5 to HA 7,
HA 7, as amended, HA 1 to HA 8,
HA 2 to HA 8, HA 3 to HA 8, HA 4 to HA 8,
HA 5 to HA 8, HA 8, as amended,
HA 1 to HA 9, HA 9, as amended, HA 10 &
HA 11

SS for SCS for SB 1351-Luetkemeyer,
with HCS, as amended
SB 1363-Crawford, with HS for HCS, as
amended

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

SS#4 for SCS for SJRs 74, 48, 59, 61 &
83-Coleman, et al, with HCS, as amended
(Senate requests House recede or grant
conference)

RESOLUTIONS

SR 557-Eigel
SR 558-Eigel
SR 561-Moon
SR 562-Moon

SR 563-Moon
SR 631-May
SR 647-Coleman
HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-FIFTH DAY - THURSDAY, MAY 16, 2024

The Senate met pursuant to adjournment.

President Kehoe in the Chair.

The Reverend Stephen George offered the following prayer:

"The earth is the Lord's, and everything in it, the world, and all who live in it; for he founded it upon the seas and established it upon the waters." (Psalm 24:1-2 NIV)

Almighty God, we are reminded this morning that You are our creator and sustainer. We thank You for the many blessings we have, including the blessing of serving the people of this great state. We ask that You would continue to give us wisdom and guidance in our decision making, and that our decisions would be a blessing to our state and to all who live here. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

A quorum being established, the Senate proceeded with its business.

Photographers from St. Louis Public Radio, KRCG-TV, Gray TV, KOMU-8, Spectrum News, St. Louis Post Dispatch, Nexstar Media Group, and Missouri Independent were given permission to take pictures in the Senate Chamber.

Senator O'Laughlin moved that further reading of the Journal for the Sixty-Fourth Day, Monday, May 13, 2024, be dispensed with and the same being approved as having been fully read.

Senator Eigel offered **SA 1**, which was read:

SENATE AMENDMENT NO. 1

Amend Senate Journal, Second Regular Session, Sixty-Fourth Day, Monday, May 13, 2024, Page 1061, Line 23, by inserting after all of said line the following:

"Prior to the above vote, the debate on the motion to adopt **HCS for SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, as amended, was interrupted by a stampeding herd of rhinoceroses running through the Senate chamber, laying waste to the institution. The sergeant-at-arms of the Missouri Senate is advised to keep an eye out for the return of the stampeding herd of rhinoceroses should it return to the chamber at any point during the final two days of the legislative session."

Senator Eigel moved that the above amendment be adopted.

Senator Fitzwater assumed the Chair.

On motion of Senator O'Laughlin, the Senate recessed until 1:00 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Hough.

At the request of Senator Eigel, **SA 1** was withdrawn.

Senator O’Laughlin moved that further reading of the Journal for the Sixty-Fourth Day, Monday, May 13, 2024, be dispensed with and the same being approved as having been fully read.

Senator Cierpiot offered **SA 2**, which was read:

SENATE AMENDMENT NO. 2

Amend Senate Journal, Second Regular Session, Sixty-Fourth Day, Monday, May 13, 2024, Page 1061, Line 23, by inserting after all of said line the following:

“It is noted to be the opinion of the Missouri Senate that the Office of the Missouri Attorney General should not expend any public funds or moneys from the Missouri State Legal Expense Fund in the defense of, or the payment of damages from, lawsuits brought against Senator Hoskins, Senator Brattin, or Senator Schroer that are currently pending and involve defamatory statements made by each of the named senators on social media accounts with regard to the shooting that occurred at the parade celebrating the Super Bowl victory by the Kansas City Chiefs.”.

Senator Cierpiot moved that the above amendment be adopted and requested a roll call vote be taken. He was joined in his request by Senators Arthur, Beck, Bernskoetter, and Rizzo.

Senator Moon moved that the above motion be laid on the table, which motion failed.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Eslinger
Fitzwater	Hoskins	Hough	Koenig	Luetkemeyer	May	McCreery
Moon	Mosley	O’Laughlin	Rizzo	Roberts	Rowden	Schroer
Thompson Rehder	Trent	Washington	Williams—32			

Absent—Senators—None

Absent with leave—Senator Gannon—1

Vacancies—1

The Lieutenant Governor was present.

RESOLUTIONS

Senator Washington offered Senate Resolution No. 1048, regarding Allyson Bohn, which was adopted.

Senator Washington offered Senate Resolution No. 1049, regarding the death of Roderick “Rick” Earl Smith, Kansas City, which was adopted.

Senators Washington and Rowden offered Senate Resolution No. 1050, regarding Henry Sowell, which was adopted.

COMMUNICATIONS

President Pro Tem Rowden submitted the following:

May 16, 2024

Kristina Martin
Secretary of Senate
201 W. Capitol Ave. Rm 325
Jefferson City, MO

Dear Mrs. Martin,

Pursuant to RSMo 21.790, I am removing Senator Tony Luetkemeyer from the Task Force on Substance Abuse and Treatment.

Sincerely,



Caleb Rowden
President Pro Tem

On motion of Senator O’Laughlin, the Senate adjourned under the rules.

SENATE CALENDAR

SIXTY-SIXTH DAY—FRIDAY, MAY 17, 2024

FORMAL CALENDAR

HOUSE BILLS ON SECOND READING

HB 1489-Griffith
HB 1750-Haffner
HB 2075-Coleman

HB 2650-Haley
HCS#2 for HB 1936
HB 2571-McGaugh

SENATE BILLS FOR PERFECTION

1. SB 844-Bernskoetter
2. SB 768-Thompson Rehder, with SCS
3. SB 1266-Luetkemeyer, with SCS
4. SB 1379-Arthur
5. SB 1362-Crawford
6. SB 1155-Mosley
7. SB 1326-McCreery

8. SB 1277-Black
9. SB 884-Roberts, with SCS
10. SB 1393-O'Laughlin
11. SB 907-Carter
12. SB 869-Moon, et al
13. SB 1029-Moon
14. SB 753-Brown (16)

- | | |
|-----------------------------------|---------------------------------|
| 15. SB 826-Koenig | 23. SB 817-Brown (26) |
| 16. SB 789-Razer | 24. SB 1340-Bernskoetter |
| 17. SB 829-Rowden, with SCS | 25. SB 819-Brown (26), with SCS |
| 18. SB 969-Washington | 26. SB 812-Coleman |
| 19. SB 1099-Washington | 27. SB 1001-Koenig |
| 20. SB 1468-Luetkemeyer, with SCS | 28. SB 946-Thompson Rehder |
| 21. SB 1200-Trent, with SCS | 29. SB 1374-Gannon |
| 22. SB 1070-McCreery, with SCS | 30. SB 1260-Gannon |

HOUSE BILLS ON THIRD READING

- | | |
|---|---|
| 1. HCS for HB 1746, with SCS (Cierpiot)
(In Fiscal Oversight) | 16. HCS for HBs 1818 & 2345
(Thompson Rehder) |
| 2. HCS for HBs 2626 & 1918 (Black)
(In Fiscal Oversight) | 17. HCS for HBs 1948, 2066, 1721 &
2276, with SCS (Brown (16)) |
| 3. HB 1960-Riley (Fitzwater)
(In Fiscal Oversight) | 18. HCS for HB 2413 (Gannon) |
| 4. HB 2430-McGill (Schroer)
(In Fiscal Oversight) | 19. HB 2170-Gregory, with SCS (Trent)
(In Fiscal Oversight) |
| 5. HB 2082-Gregory (Crawford) | 20. HCS for HB 2064 &
HCS#2 for HB 1886, with SCS
(Luetkemeyer) (In Fiscal Oversight) |
| 6. HB 2142-Baker (Eslinger)
(In Fiscal Oversight) | 21. HCS for HJRs 68 & 79 (Cierpiot)
(In Fiscal Oversight) |
| 7. HCS for HBs 2628 & 2603, with SCS
(Schroer) | 22. HCS for HB 1564, with SCS (Gannon)
(In Fiscal Oversight) |
| 8. HCS for HB 2065 (Hough) | 23. HB 2084-Banderman, with SCS
(Brown (26)) |
| 9. HB 1516-Murphy (Trent)
(In Fiscal Oversight) | 24. HCS for HB 2763 |
| 10. HCS for HB 1481, with SCS (Schroer)
(In Fiscal Oversight) | 25. HCS for HB 2153, with SCS (Bean)
(In Fiscal Oversight) |
| 11. HCS for HB 2431, with SCS (Black) | 26. HJR 132-Hausman (Fitzwater)
(In Fiscal Oversight) |
| 12. HCS HBs 2432, 2482 & 2543
(Luetkemeyer) | 27. HCS for HB 2797, with SCS (Fitzwater)
(In Fiscal Oversight) |
| 13. HCS for HBs 2322 & 1774 (Trent) | 28. HCS for HJRs 86, 72 & 119 (Trent)
(In Fiscal Oversight) |
| 14. HCS for HB 1775, with SCS (Crawford)
(In Fiscal Oversight) | |
| 15. HCS for HB 2688 (Thompson Rehder) | |

INFORMAL CALENDAR

SENATE BILLS FOR PERFECTION

- | | |
|---|---|
| SB 734-Eigel, with SCS | SB 740-Cierpiot, with SCS, SS for SCS &
SA 3 (pending) |
| SB 739-Cierpiot, with SS & SA 1 (pending) | |

SB 742-Arthur, with SS (pending)
SB 745-Bernskoetter, with SS & SA 1 (pending)
SB 750-Hough, with SCS & SA 1 (pending)
SB 757-O'Laughlin, with SCS
SB 772-Gannon
SB 778-Eslinger, with SS & SA 1 (pending)
SB 782-Bean, with SCS, SS for SCS, SA 4 &
SSA 1 for SA 4, as amended (pending)
SB 799-Fitzwater and Eigel, with SCS &
SS for SCS (pending)
SB 801-Fitzwater, with SCS
SB 811-Coleman, with SCS, SS#2 for SCS &
SA 1 (pending)
SB 818-Brown (26) and Coleman, with SS &
SA 2 (pending)
SB 830-Rowden, with SS, SA 2 &
point of order (pending)
SB 845-Bernskoetter
SB 847-Hough, with SCS, SS for SCS &
SA 1 (pending)

SB 848-Hough
SB 850-Brown (16)
SB 876-Bean, with SCS & SS for SCS
(pending)
SB 903-Schroer
SB 936-Bernskoetter, with SCS &
SS for SCS (pending)
SB 984-Schroer, with SS, SA 1 &
SA 1 to SA 1 (pending)
SB 1036-Razer and Rizzo, with SCS
SBs 1168 & 810-Coleman, with SCS,
SS for SCS, SA 2, SA 1 to SA 2 &
point of order (pending)
SB 1199-Trent
SB 1207-Hoskins, with SS & SA 1 (pending)
SB 1375-Eslinger
SB 1391-Luetkemeyer, with SCS
SB 1392-Trent
SB 1422-Black, with SCS

HOUSE BILLS ON THIRD READING

HB 1488-Shields (Arthur)
HCS for HB 1511 (Brown (26))
HCS for HB 1659, with SCS, SS for SCS &
SA 9, as amended (pending) (Luetkemeyer)

SS for HB 1713-Schnelting (Schroer)
(In Fiscal Oversight)
HCS for HB 2227 (Thompson Rehder)

SENATE BILLS WITH HOUSE AMENDMENTS

SB 736-Crawford, with HCS, as amended
SS for SCS for SB 835-Crawford,
with HCS#2, as amended
SS for SB 898-Black, with HCS, as amended
SS for SB 900-Black, with HCS, as amended
SS#2 for SB 964-Razer and O'Laughlin,
with HCS#2, as amended

SS for SB 1298-Bean, with HA 1, HA 2,
HA 3, HA 4, HA 1 to HA 5, HA 5,
as amended, HA 1 to HA 6, HA 2 to HA 6,
HA 6, as amended, HA 1 to HA 7,
HA 2 to HA 7, HA 3 to HA 7, HA 5 to HA 7,
HA 7, as amended, HA 1 to HA 8,
HA 2 to HA 8, HA 3 to HA 8, HA 4 to HA 8,
HA 5 to HA 8, HA 8, as amended,
HA 1 to HA 9, HA 9, as amended, HA 10 &
HA 11
SS for SCS for SB 1351-Luetkemeyer,
with HCS, as amended
SB 1363-Crawford, with HS for
HCS, as amended

BILLS IN CONFERENCE AND BILLS
CARRYING REQUEST MESSAGES

Requests to Recede or Grant Conference

SS#4 for SCS for SJRs 74, 48, 59, 61 &
83-Coleman, et al, with HCS, as amended
(Senate requests House recede or grant
conference)

RESOLUTIONS

SR 557-Eigel	SR 563-Moon
SR 558-Eigel	SR 631-May
SR 561-Moon	SR 647-Coleman
SR 562-Moon	HCR 65-Patterson (O'Laughlin)

Reported from Committee

SCR 36-Moon, et al

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SIXTH DAY - FRIDAY, MAY 17, 2024

The Senate met pursuant to adjournment.

President Rowden in the Chair.

The Reverend Stephen George offered the following prayer:

“The Lord is my strength and my shield; in him my heart trusts, and I am helped; my heart exults, and with my song I give thanks to him.” (Psalm 28:7 ESV)

Heavenly Father, You are our strength and our shield. As we prepare to depart from this chamber and return to our homes, we ask for Your continued guidance and protection. Guard our homes with Your divine presence, and may Your peace reign in every corner. May our hearts forever exult You, and may we always be thankful for Your blessings. We pray this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

Photographers from ABC 17, Columbia Missourian, Gray TV, KRCG-TV, Spectrum News, and St. Louis Public Radio were given permission to take the pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Arthur	Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)
Brown (26th Dist.)	Carter	Cierpiot	Coleman	Crawford	Eigel	Fitzwater
Hoskins	Koenig	Luetkemeyer	May	McCreery	Moon	Mosley
O’Laughlin	Rizzo	Roberts	Rowden	Schroer	Thompson Rehder	Trent
Washington	Williams—30					

Absent—Senators—None

Absent with leave—Senators

Eslinger	Gannon	Hough—3
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Vacancies—1

RESOLUTIONS

Senator Bean offered Senate Resolution No. 1051, regarding Rodgers Theatre, Poplar Bluff, which was adopted.

Senators Bernskoetter and McCreery offered Senate Resolution No. 1052, regarding the ALS Association, St. Louis, which was adopted.

Senator Bean offered Senate Resolution No. 1053, regarding the One Hundred and Fiftieth Anniversary of The Prospect News, Doniphan, which was adopted.

On motion of Senator O’Laughlin, the Senate adjourned until 10:00 a.m., Tuesday, May 21, 2024.

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-SEVENTH DAY - TUESDAY, MAY 21, 2024

The Senate met pursuant to adjournment.

Senator Bernskoetter in the Chair.

RESOLUTIONS

On behalf of Senator Fitzwater, Senator Bernskoetter offered Senate Resolution No. 1054, regarding the One Hundredth Anniversary of the Rotary Club of Louisiana, Louisiana, which was adopted.

On behalf of Senator Rowden, Senator Bernskoetter offered Senate Resolution No. 1055, regarding Captain Dusty L. Hoffman, Columbia, which was adopted.

On behalf of Senator Fitzwater, Senator Bernskoetter offered Senate Resolution No. 1056, regarding Kevin W. Coffelt, Fulton, which was adopted.

On behalf of Senator May, Senator Bernskoetter offered Senate Resolution No. 1057, regarding Ralph M. Captain Elementary School, Clayton, which was adopted.

On behalf of Senator May, Senator Bernskoetter offered Senate Resolution No. 1058, regarding Meramec Elementary School, Clayton, which was adopted.

On behalf of Senator Mosley, Senator Bernskoetter offered Senate Resolution No. 1059, regarding Alonzo Nelson, St. Louis, which was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **SS**, as amended, for **HB 2062** and has taken up and passed **SS** for **HB 2062**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House refuses to recede from its position on **HCS** for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, as amended, and requests the Senate to adopt **HCS** for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, as amended, and take up and pass **HCS** for **SS No. 4** for **SCS** for **SJR**s **74, 48, 59, 61, and 83**, as amended.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 1296**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 751**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 2** for **SCS** for **SBs 754, 746, 788, 765, 841, 887, and 861**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 1111**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SBs 894 and 825**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS No. 2** for **SB 872**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SB 1388**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SJR 71**.

Joint Resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SJR 78**.

Joint Resolution ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 802**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SB 895**.

Bill ordered enrolled.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and passed **SS** for **SCS** for **SB 756**.

Bill ordered enrolled.

COMMUNICATIONS

Senator Eslinger submitted the following:

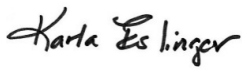
May 17th, 2024

The Honorable Michael L. Parson
Governor of the State of Missouri
201 W. Capitol Avenue
Jefferson City, Missouri 65101

Dear Governor Parson,

I respectfully resign my Senate seat, District 33, effective at close of business May 31st, 2024.

Sincere Regards,



Karla Eslinger
Missouri State Senator
33rd Senatorial District

On motion of Senator Bernskoetter, the Senate adjourned until 12:00 p.m., Thursday, May 30, 2024.

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Journal of the Senate

SECOND REGULAR SESSION

SIXTY-EIGHTH DAY - THURSDAY, MAY 30, 2024

The Senate met pursuant to adjournment.

Senator Rowden in the Chair.

RESOLUTIONS

On behalf of Senator Mosely, Senator Rowden offered Senate Resolution No. 1060, regarding Legacy Jackson, St. Louis, which was adopted.

On behalf of Senator Mosely, Senator Rowden offered Senate Resolution No. 1061, regarding Jocelyn Marie Ryan, St. Louis, which was adopted.

On behalf of Senator Bernskoetter, Senator Rowden offered Senate Resolution No. 1062, regarding Sergeant Nicole Ellzey, Barnett, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1063, regarding Maurice “Moe” Erwin Berlekamp, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1064, regarding Michael Irvin Cook, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1065, regarding Robert “Bob” Edward Fuhrmann, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1066, regarding Gale Bevey Going, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1067, regarding Ernst William “Bill” Truemper, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1068, regarding Ralph Ernst Truemper, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1069, regarding Clifton “Cliff” Eugene Sanders, St. Louis, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1070, regarding Grant Stuart Jensen, Affton, which was adopted.

On behalf of Senator Beck, Senator Rowden offered Senate Resolution No. 1071, regarding Roger James Morgan, St. Louis, which was adopted.

On behalf of Senator Eslinger, Senator Rowden offered Senate Resolution No. 1072, regarding Peter F. Herschend, Branson, which was adopted.

On behalf of Senator Brown (26), Senator Rowden offered Senate Resolution No. 1073, regarding Dr. Donald Claycomb, Linn, which was adopted.

On behalf of Senator Brown (26), Senator Rowden offered Senate Resolution No. 1074, regarding Daniel M. Buescher, Washington, which was adopted.

On behalf of Senator Bernskoetter, Senator Rowden offered Senate Resolution No. 1075, regarding Dr. Margie Vandeven, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1076, regarding Richard Lee Chamberlain, Wentzville, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1077, regarding Mark Edgar Morrison, Wentzville, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1078, regarding Thomas “Tom” Lee Van Hook, Foristell, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1079, regarding Harold Earl Anderson, Wentzville, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1080, regarding John Mark Bland, O’Fallon, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1081, regarding Michael “Mike” Gene Norris, O’Fallon, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1082, regarding Katelyn Bigard, Weldon Spring, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1083, regarding Alivia Bartlow, O’Fallon, which was adopted.

On behalf of Senator Schroer, Senator Rowden offered Senate Resolution No. 1084, regarding Jordan Dale, Wentzville, which was adopted.

On behalf of Senator Bernskoetter, Senator Rowden offered Senate Resolution No. 1085, regarding Heather Schollmeyer, Centertown, which was adopted.

Senator Rowden offered Senate Resolution No. 1086, regarding the Boone County Historical Society, Columbia, which was adopted.

On behalf of Senator Mosley, Senator Rowden offered Senate Resolution No. 1087, regarding the death of Preston “Tink” Jamón Jones, Sr., Jennings, which was adopted.

On behalf of Senator Mosley, Senator Rowden offered Senate Resolution No. 1088, regarding the death of Paul L. Jones, Sr., Jennings, which was adopted.

REPORTS OF STANDING COMMITTEES

On behalf of Senator O'Laughlin, Chair of the Committee on Rules, Joint Rules, Resolutions and Ethics, Senator Rowden submitted the following reports:

Mr. President: Your Committee on Rules, Joint Rules, Resolutions and Ethics, to which were referred **SS for SB 748, SS for SB 751, SS No. 2 for SCS for SBs 754, 746, 788, 765, 841, 887, and 861, SS for SCS for SB 756, SS for SB 802, SS No. 2 for SB 872, SS for SCS for SBs 894 and 825, SS for SB 895, HCS for SS for SCS for SB 912, SS for SB 1111, SS for SB 1296, HCS for SS for SB 1359, SB 1388, SB 1453, SS for SCS for SJR 71, and SS for SJR 78,** begs leave to report that it has examined the same and finds that the bills and joint resolutions have been duly enrolled and that the printed copies furnished the Senators are correct.

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SS for SB 748, SS for SB 751, SS No. 2 for SCS for SBs 754, 746, 788, 765, 841, 887, and 861, SS for SB 802, SS No. 2 for SB 872, SS for SCS for SBs 894 and 825, SS for SB 895, SS for SB 1111, SS for SB 1296, SB 1388, SB 1453, SS for SCS for SJR 71, and SS for SJR 78,** having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills and joint resolutions would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills and joint resolutions were so read by the Secretary and signed by the President Pro Tem.

Also,

The President Pro Tem announced that all other business would be suspended and **SS for HB 1912, SS for SCS for HCS for HB 2004, SS for SCS for HCS for HB 2009, SS for SCS for HCS for HB 2012, SS for SCS for HCS for HB 2013, SS for SCS for HCS for HB 2017, SS for SCS for HCS for HB 2018, SS for SCS for HCS for HB 2019, SS for SCS for HCS for HB 2020, HB 2057, HB 2111, SS for SCS for HCS for HBs 2134 and 1956, HB 1495, and HB 1909,** having passed both branches of the General Assembly, would be read at length by the Secretary, and if no objections be made, the bills would be signed by the President Pro Tem to the end that they may become law. No objections being made, the bills were so read by the Secretary and signed by the President Pro Tem.

OBJECTIONS

Senator Moon submitted the following:

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/SB 756

Missouri's Constitution states, in Article I, section 2, "In order to assert our rights, acknowledge our duties, and proclaim the principles on which our government is founded, we declare: That all constitutional government is intended to promote the general welfare of the people; that all persons have a natural right to life, liberty, the pursuit of happiness and the enjoyment of the gains of their own industry; that all persons are created equal and are entitled to equal rights and opportunity under the law; that to give security to these things is the principal office of government, and that when government does not confer this security, it fails in its chief design."

The operative phrase in this section of the Missouri Bill of Rights is, “that all persons are created equal and are entitled to equal rights and opportunity under the law;...” It is true, many Missourians are ‘suffering’ from the high costs of goods, rising inflation, and increased taxation. While it is good and proper for Missouri government to do all it can to create an environment in which Missouri residents can live and prosper, it must do so within the confines of the law.

Not only are Missouri seniors overburdened due to fixed incomes and the ever-increasing financial demands, so are Missouri residents across all age spectrums. Missouri government must consider what can be done to ease the weight of taxation for all concerned. Missouri government must not create special classes. Tax relief must be made available to every Missouri taxpayer. Each and every Missouri resident must be treated equally and be offered the opportunity to “the enjoyment of the gains of their own industry;...”

Therefore, in order “to give security to these things [which] is the principle office of government,” (as noted in Article I, section 2 of our state’s constitution) Governor Parson is urged to veto SS/SCS/SB 756. Otherwise, Missouri’s government has “fail[ed] in its chief design.”



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – HCS/SS/SCS/SB 912

Missouri’s Constitution states, in Article III, section 21, “... no bill shall be so amended through its passage through either house as to change its original purpose.” The original purpose of SB 912 was solely relating to disabled license plates and windshield placards for military veterans (RsMO 301.142).

As has become commonplace in the legislative process, especially during the last few weeks of the legislative session, Representatives and Senators are convinced that in order for their legislation to reach the Governor’s desk, topics unrelated to the original purpose must be joined together in order to pass as many bills as possible.

Prior to being Truly Agreed and Finally Passed, the purpose of HCS/SS/SCS/SB 912 was changed to relating to Military Affairs to allow for the following additions (along with the associated revised statute citations): Missouri Veteran’s Commission’s efforts on Veteran suicide (RsMO 42.022); information of services by state agencies for Veterans (42.051); operation Enduring Freedom, operation Freedom’s Sentinel, & operation Allies Refuge Program (RsMO 42.312); military members serving as election judges (RsMO 115.085); armed forces income tax deduction (RsMO 143.174 and 143.175); educational assistance for Missouri National Guard (RsMO 173.239); POW/MIA SSG Paul Hasenbeck Memorial Highway (RsMO 227.854); Veteran designation on driver’s licenses (RsMO 302.188); uniform deployed parents custody and visitation act (452.1200); and the Missouri veterans and jobs opportunity grant program (RsMO 620.3305). These changes, expanding the scope of the bill, directly contradict the Constitution, Article III, section 21.

Without the changed title (purpose), it would have been impossible to add the unrelated topics. For example, how is ‘educational assistance for Missouri National Guard’ members or the ‘armed forces income tax deduction’ related to license plates or window placards?

In addition, our state’s constitution states in Article III, section 23: “No bill shall contain more than one subject which shall be clearly expressed in its title,...” The subject of SB 912, the original bill, was solely relating to disabled license plates and windshield placards for military veterans.

Given the court’s December 19, 2023, decision regarding HB 1606 (2022) and the January 30, 2024, decision on SB 26 (2021), I encourage Governor Parson to be consistent with the court and the logic used in 2018, when he vetoed Senate Substitute for Senate Committee Substitute for HB 2562 in 2022, and Senate Committee Substitute for HB 2090, and veto HCS/SS/SCS/SB 912.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SB 1359

Missouri’s Constitution states, in Article III, section 21, “... no bill shall be so amended through its passage through either house as to change its original purpose.” The original purpose of SB 1359 was solely relating to insurance companies.

As has become commonplace in the legislative process, especially during the last few weeks of the session, legislators are convinced that in order for their bills to reach the Governor’s desk, topics unrelated to the original purpose are joined together in order to get as many bills passed as possible.

Prior to being Truly Agreed and Finally Passed, the purpose of HCS/SS/SB 1359 was changed to relating to financial institutions to allow for the following additions (along with the associated revised statute citations): depository institutions for municipalities (RsMO 110.075, 95.280, 95.285, 95.355); Hospitals (RsMO 205.160, 205.165, and 205.190), Cancer Treatment under MO Healthnet (RsMO 205.151); motor vehicle financial responsibility (RsMO 303.425, 303.430, and 303.440); money transmission modernization act of 2024 (RsMO chapter 361); private trust companies (RsMO 362.245); Missouri family trust company act (RsMO 362.1010); insurance documents (RsMO 374.190 and 374.192); continuing education for funeral and burial insurance producers (RsMO 375.020); disposition of certain re-insurance contracts (RsMO 375.1183); assignment of insurance benefits (RsMO 376.427); methods of re-imbursement to health care providers (RsMO 36.1345); self-service storage insurance (RsMO 379.1640); mutual insurance companies (RsMO 380.621 and 380.631); real estate loans (RsMO 408.035); charges for cost of credit reports (RsMO 408.140); commercial financing disclosure law (RsMO 427.300) real estate transactions (RsMO 442.210); and qualified spousal trusts (RsMO 456.950). These changes, expanding the scope of the bill, directly contradict the Constitution, Article III, section 21.

In addition, our state’s constitution states in Article III, section 23: “No bill shall contain more than one subject which shall be clearly expressed in its title,...” The subject of HCS/SS/SB 1359, in the original bill, was solely relating to insurance companies.

While some of the amendments adopted may be germane to the bill’s original purpose, it may require a magician to find a relation between hospitals or cancer treatment and financial institutions. Unless hospitals are considered financial institutions, due to the enormous amounts of money taken in as a result of the services provided, the relationship may be difficult to find. As for cancer treatments, I’m still ‘scratching my head’ to find a connection.

With this broader title, the amendments added to SB 1359, which were not clearly expressed in the original title, caused the bill to be in violation of our state constitution. Given the court’s December 19, 2023, decision regarding HB 1606 (2022) and the January 30, 2024, decision on SB 26 (2021), I encourage Governor Parson to be consistent with the court’s and the logic used 2018, when Senate Substitute for Senate Committee Substitute for HB 2562 was vetoed, in 2022, when Senate Committee Substitute for HB 2090 was vetoed, and veto SB 1359.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2002

Missouri’s Constitution states, in Article III, section 38(a), “The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation.” This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, “Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States.” However, the operative word ‘public’ appears to make it clear that the ‘public’ funds may only be combined with other ‘public’ funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 2.050, 2.061, 2.073, 2.098, 2.042, 2.143, et cetera, totaling \$5,600,000.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court’s interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: “aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons” – none other.

Missouri’s Constitution, Article I, section 2 states, “... That all constitutional government is intended to promote the general welfare of the people;...” MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people’s money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court’s decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2002.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2003

Missouri’s Constitution states, in Article III, section 38(a), “The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation.” This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

Several examples of the appropriation of public funds to private entities can be found in section 3.135 totaling \$2,500,000.

In the same section it states, “Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States.” However, the operative word ‘public’ appears to make it clear that the ‘public’ funds may only be combined with other ‘public’ funds – not private funds.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court’s interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: “aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons” – none other.

Missouri’s Constitution, Article I, section 2 states, “... That all constitutional government is intended to promote the general welfare of the people;...” MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people’s money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court's decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2003.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2005

Missouri's Constitution states, in Article III, section 38(a), "The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation." This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, "Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States." However, the operative word 'public' appears to make it clear that the 'public' funds may only be combined with other 'public' funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 5.230, totaling \$17,500,000.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court's interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: "aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons" – none other.

Missouri's Constitution, Article I, section 2 states, "... That all constitutional government is intended to promote the general welfare of the people;..." MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people's money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court's decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2005.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2006

Missouri's Constitution states, in Article III, section 38(a), "The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation." This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, "Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States." However, the operative word 'public' appears to make it clear that the 'public' funds may only be combined with other 'public' funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 6.020 and 6.356, totaling \$3,596,000.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court's interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: "aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons" – none other.

Missouri's Constitution, Article I, section 2 states, "... That all constitutional government is intended to promote the general welfare of the people;..." MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people's money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court's decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2006.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2007

Missouri's Constitution states, in Article III, section 38(a), "The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation." This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, "Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States." However, the operative word 'public' appears to make it clear that the 'public' funds may only be combined with other 'public' funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 7.015, 7.020, 7.021, 7.025, 7.030, 7.031, 7.049, 7.107, 7.125, totaling \$16,270,000.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court's interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: "aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons."

Missouri's Constitution, Article I, section 2 states, "... That all constitutional government is intended to promote the general welfare of the people;..." MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people's money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court's decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto SS/SCS/HCS/HB 2007.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2008

Missouri's Constitution states, in Article III, section 38(a), "The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation." This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, "Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States." However, the operative word 'public' appears to make it clear that the 'public' funds may only be combined with other 'public' funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 8.231, totaling \$1,000,000.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court's interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: "aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons" – none other.

Missouri's Constitution, Article I, section 2 states, "... That all constitutional government is intended to promote the general welfare of the people;..." MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people's money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court's decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2008.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2010

Missouri’s Constitution states, in Article III, section 38(a), “The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation.” This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, “Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States.” However, the operative word ‘public’ appears to make it clear that the ‘public’ funds may only be combined with other ‘public’ funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 10.092, 10.105, 10.110, and 10.125, totaling \$5,900,144.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court’s interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: “aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons” – none other.

Missouri’s Constitution, Article I, section 2 states, “... That all constitutional government is intended to promote the general welfare of the people;...” MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people’s money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court’s decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2010.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/SCS/HCS/HB 2011

Missouri’s Constitution states, in Article III, section 38(a), “The general assembly shall have no power to grant public money or property, ..., to any private person, association or corporation.” This appropriation bill is replete with attempts to award public funds to entities specifically prohibited by our state constitution.

In the same section it states, “Money or property may also be received from the United States and be redistributed together with public money of this state for any public purpose designated by the United States.” However, the operative word ‘public’ appears to make it clear that the ‘public’ funds may only be combined with other ‘public’ funds – not private funds.

Examples of the appropriation of public funds to private entities can be found in sections 11.155, 11.157, 11.158, 11.160, 11.161, 11.165, 11.171, 11.191, 11.192, 11.201, 11.230, 11.231, 1.232, 11.233, 11.234, 11.235, 11.236, 11.237, 11.238, 11.239, 11.240, 11.241, 11.242, 11.243, 11.245, 11.246, 11.247, 11.248, 11.249, 11.251, 11.257, 11.260, 11.265, 11.266, 11.267, 11.268, 11.280, 11.340, 11.408, and 11.409, totaling \$79,488,016.

In addition, in *Curchin v. Missouri Industrial Development Board*, 722 S.W.2d 930 (Mo. Banc 1987), the court decided that a grant of public money to a private person, association, or corporation is constitutional if for a public purpose. The court's interpretation of the MO Constitution, Article III, section 38(a) does not change the intent of the article. The section in question specifies certain exceptions: "aid in public calamity, and general laws providing for pensions for the blind, for old age assistance, for aid to dependent or crippled children or the blind, for direct relief, for adjusted compensation, bonus or rehabilitation for discharged members of the armed services of the United States who were bona fide residents of this state during their service, and for the rehabilitation of other persons" – none other.

Missouri's Constitution, Article I, section 2 states, "... That all constitutional government is intended to promote the general welfare of the people;..." MO government is to protect the people. One of the ways in which the government can, and should, protect the people is to follow the law as it relates to the use of the people's money.

Unless and until the MO Constitution is amended to specify that public funds may be granted to private entities, the court's decision should be held in contempt and disregarded.

Since it appears that the MO Constitution has been violated with regard to the unauthorized appropriation of public funds, Governor Parson is encouraged to veto the designated sections referenced above in SS/SCS/HCS/HB 2011.



Mike Moon
District 29

Also,

May 21, 2024

Kristina Martin
Secretary of the Senate
201 W. Capitol Avenue
Jefferson City, MO 65101

CONSTITUTIONAL OBJECTION – SS/HB 2062

Missouri's Constitution states, in Article III, section 21, "... no bill shall be so amended through its passage through either house as to change its original purpose." The original purpose of HB 2062 was relating solely to moratorium on eviction proceedings (RsMO 535.012).

As has become commonplace in the legislative process, especially during the last few weeks of the session, legislators have been convinced that in order for their bills to reach the Governor's desk, bills must be joined together, often with unrelated topics, in order to get as many bills as possible passed.

Prior to being Truly Agreed and Finally Passed, the purpose of SS/HB 2062 was changed to relating to the use of real property to allow for the following additions (along with the associated revised statute citations): protecting Missouri's small business act (RsMO 44.251); electric vehicle charging infrastructure (RsMO 67.288); land banks (RsMO 140.010); public sewer district liens (RsMO 249.255); historic, rural revitalization and regulatory streamlining act (RsMO 253.533); home inspection (RsMO 436.337); pasturing of chickens (RsMO 442.404); and hydrant testing (RsMO 640.144). These changes, expanding the scope of the original bill, directly contradict the MO Constitution, Article III, section 21.

In addition, our state's constitution states, in Article III, section 23: "No bill shall contain more than one subject which shall be clearly expressed in its title,..." The subject of SS/HB 2062, in the original bill, was solely moratorium on eviction proceedings.

Not one single amendment added to the original bill was germane to the original purpose. What, pray tell, is the relationship between moratorium on eviction proceedings and the pasturing of chickens, hydrant testing, or public sewer liens?

With this broader title, the amendments added to SS/HB 2062, which were not clearly expressed in the original title, rendered the bill to be in violation of our state constitution. Given the court's December 19, 2023, decision regarding HB 1606 (2022) and the January 30, 2024, decision on SB 26 (2021), I encourage Governor Parson to be consistent with the court's decision and the logic used 2018, when Senate Substitute for Senate Committee Substitute for HB 2562 was vetoed, in 2022, when Senate Committee Substitute for HB 2090 was vetoed, and veto SS/HB 2062.



Mike Moon
District 29

SIGNING OF BILLS

The President Pro Tem announced that all other business would be suspended and **SS for SCS for SB 756, HCS for SS for SCS for SB 912, and HCS for SS for SB 1359**, having passed both branches of the General Assembly, would be read at length by the Secretary, and, the objections notwithstanding, the bills would be signed by the President Pro Tem to the end that they may become law. The bills were so read by the Secretary and signed by the President Pro Tem.

Also

The President Pro Tem announced that all other business would be suspended and **SS for SCS for HCS for HB 2002, SS for SCS for HCS for HB 2003, SS for SCS for HCS for HB 2005, SS for SCS for HCS for HB 2006, SS for SCS for HCS for HB 2007, SS for SCS for HCS for HB 2008, SS for SCS for HCS for HB 2010, SS for SCS for HCS for HB 2011, and SS for HB 2062**, having passed both branches of the General Assembly, would be read at length by the Secretary, and, the objections notwithstanding, the bills would be signed by the President Pro Tem to the end that they may become law. The bills were so read by the Secretary and signed by the President Pro Tem.

JOINT RESOLUTIONS DELIVERED TO THE SECRETARY OF STATE

SS for SCS for SJR 71 and SS for SJR 78, after having been duly signed by the Speaker of the House of Representatives in open session, was delivered to the Secretary of State by the Secretary of the Senate.

BILLS DELIVERED TO THE GOVERNOR

SS for SB 748, SS for SB 751, SS No. 2 for SCS for SBs 754, 746, 788, 765, 841, 887, and 861, SS for SCS for SB 756, SS for SB 802, SS No. 2 for SB 872, SS for SCS for SBs 894 and 825, SS for SB 895, HCS for SS for SCS for SB 912, SS for SB 1111, SS for SB 1296, HCS for SS for SB 1359, SB 1388, SB 1453, after having been duly signed by the Speaker of the House of Representatives in open session, were delivered to the Governor by the Secretary of the Senate.

On motion of Senator Rowden, the Senate adjourned sine die, pursuant to the Constitution.

MIKE KEHOE

Lieutenant Governor

KRISTINA MARTIN

Secretary of the Senate

Journal of the Senate

ONE HUNDRED SECOND GENERAL ASSEMBLY

OF THE

STATE OF MISSOURI

SECOND REGULAR SESSION

VETO SESSION

WEDNESDAY, SEPTEMBER 11, 2024

The Senate was called to order in Veto Session by Lieutenant Governor Mike Kehoe.

The Reverend Stephen George offered the following prayer:

“The fear of the Lord is instruction in wisdom, and humility goes before honor.” (Proverbs 15:33 ESV)

Almighty God, help us approach our duties today with humility. As we do, we ask for Your wisdom and guidance in our decision making. We thank you for the many blessings we have, including the blessing of serving the people of this great state. Help us now to be a blessing to the people we serve. We ask this in Your Holy Name, Amen.

The Pledge of Allegiance to the Flag was recited.

Photographers from the Associated Press were given permission to take pictures in the Senate Chamber.

The following Senators were present during the day’s proceedings:

Present—Senators

Bean	Beck	Bernskoetter	Black	Brattin	Brown (16th Dist.)	Brown (26th Dist.)
Carter	Cierpiot	Coleman	Crawford	Fitzwater	Gannon	Hoskins
Hough	Koenig	Luetkemeyer	McCreery	Moon	Mosley	O’Laughlin
Roberts	Rowden	Schroer	Thompson Rehder	Trent	Washington	Williams—28

Absent—Senators—None

Absent with leave—Senators

Eigel May—2

Vacancies—4

RESOLUTIONS

Senator O’Laughlin offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 1

BE IT RESOLVED by the Senate that the Secretary of Senate inform the House of Representatives that the Senate is duly convened and is now in session as provided by Article III, Section 32 of the Constitution and is ready for the consideration of its business.

Senator O'Laughlin offered the following resolution, which was read and adopted:

SENATE RESOLUTION NO. 2

BE IT RESOLVED by the Senate that the rules of the Senate, as adopted by the One Hundred Second General Assembly, Second Regular Session, be declared to be the rules of the Veto Session of the One Hundred Second General Assembly.

The Senate observed a moment of silence for the 23rd anniversary of September 11, 2001.

On motion of Senator O'Laughlin, the Senate recessed until 12:55 p.m.

RECESS

The time of recess having expired, the Senate was called to order by Senator Rowden.

MESSAGES FROM THE HOUSE

The following messages were received from the House of Representatives through its Chief Clerk:

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 1**.

HOUSE RESOLUTION NO. 1

BE IT RESOLVED, that the Chief Clerk of the House of Representatives of the One Hundred Second General Assembly, Second Regular Session, inform the Governor and the Senate that the House is duly convened and is now in session in the 2024 Constitutional Veto Session and ready for consideration of business.

Also,

Mr. President: I am instructed by the House of Representatives to inform the Senate that the House has taken up and adopted **HR 2**.

HOUSE RESOLUTION NO. 2

BE IT RESOLVED by the House of Representatives, that the Chief Clerk of the House of Representatives inform the Senate that the House, having been duly convened as provided by Article III, Section 32 of the Constitution, adopted no motions to override the Governor's vetoes on **SS for SCS for HCS for HB 2002**, **SS for SCS for HCS for HB 2003**, **SS for SCS for HCS for HB 2004**, **SS for SCS for HCS for HB 2005**, **SS for SCS for HCS for HB 2006**, **SS for SCS for HCS for HB 2007**, **SS for SCS for HCS for HB 2008**, **SS for SCS for HCS for HB 2010**, **SS for SCS for HCS for HB 2011**, **SS for SCS for HCS for HB 2012**, **SS for SCS for HCS for HB 2019**, and **SS for SCS for HCS for HB 2020**, when the bills were called by the Speaker.

On motion of Senator O'Laughlin, the Senate of the Veto Session of the Second Regular Session of the 102nd General Assembly adjourned sine die, pursuant to the Constitution.

MIKE KEHOE

Lieutenant Governor

KRISTINA MARTIN

Secretary of Senate

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